

AMENDED IN ASSEMBLY AUGUST 27, 2013

**SENATE BILL**

**No. 95**

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**Introduced by Committee on Budget and Fiscal Review**

January 10, 2013

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~~An act relating to the Budget Act of 2013.~~ *An act to amend the Budget Act of 2013 (Chapter 20 of the Statutes of 2013) by amending Items 0540-001-0140, 0540-001-0183, 0650-001-0001, 0890-001-0228, 2660-001-0042, 2660-101-0890, 2660-102-0042, 2660-102-0890, 2660-301-0890, 2660-491, 2660-495, 3790-001-0392, 3790-101-0858, 3900-001-0044, 3900-001-3119, 3930-001-0106, 5225-006-0001, 5225-007-0001, 6110-161-0890, 6110-194-0001, 6110-295-0001, 6870-001-0001, 6870-101-0001, 6870-139-8080, 6870-295-0001, 6980-101-0001, and 8955-101-0001 of, by adding Items 0540-101-0183, 2660-022-0042, 2660-108-0042, 2660-108-0890, 2660-308-0042, 2660-308-0890, 3360-402, 3360-403, 3900-011-3117, 6110-404, 6870-001-6049, 6870-491, and 8855-490 to, and by repealing Items 2660-001-0045, 2660-101-0045, and 2660-101-0183 of, Section 2.00 of, and by amending Section 39.00 of, that act, relating to the State Budget, and making an appropriation therefor, to take effect immediately, budget bill.*

LEGISLATIVE COUNSEL'S DIGEST

SB 95, as amended, Committee on Budget and Fiscal Review. Budget Act of 2013.

*The Budget Act of 2013 made appropriations for the support of state government for the 2013–14 fiscal year.*

*This bill would amend the Budget Act of 2013 by revising items of appropriation and making other changes.*

~~This bill would express the intent of the Legislature to enact statutory changes relating to the Budget Act of 2013.~~

*The people of the State of California do enact as follows:*

3		
4	0540-001-0140—For support of Secretary of the Natural Re-	
5	sources Agency, payable from the California Environmental	
6	License Plate Fund.....	4,915,000
7	Schedule:	
8	(1) 10-Administration of Natural Resources	
9	Agency.....	22,268,000
10		22,429,000
11	(2) Reimbursements.....	-594,000
12	(3) Amount payable from the Safe Neighbor-	
13	hood Parks, Clean Water, Clean Air,	
14	and Coastal Protection (Villaraigosa-	
15	Keeley Act) Bond Fund (Item 0540-001-	
16	0005).....	-130,000
17	(3.5) Amount payable from the Environmen-	
18	tal Enhancement and Mitigation Pro-	
19	gram Fund (Item 0540-001-0183).....	-139,000
20		-300,000
21	(4) Amount payable from the Federal Trust	
22	Fund (Item 0540-001-0890).....	-9,276,000
23	(5) Amount payable from the Timber Regu-	
24	lation and Forest Restoration Fund (Item	
25	0540-001-3212).....	-217,000
26	(6) Amount payable from the California	
27	Clean Water, Clean Air, Safe Neighbor-	
28	hood Parks, and Coastal Protection Fund	
29	(Item 0540-001-6029).....	-1,247,000

- (7) Amount payable from the Water Security, Clean Drinking Water, Coastal and Beach Protection Fund of 2002 (Item 0540-001-6031)..... -1,975,000
- (8) Amount payable from the Safe Drinking Water, Water Quality and Supply, Flood Control, River and Coastal Protection Fund of 2006 (Item 0540-001-6051)..... -3,077,000
- (9) Amount payable from the Disaster Preparedness and Flood Prevention Bond Fund of 2006 (Item 0540-001-6052)..... -98,000
- (10) Amount payable from the California Ocean Protection Trust Fund (Item 0540-001-6076)..... -600,000

*SEC. 2. Item 0540-001-0183 of Section 2.00 of the Budget Act of 2013 is amended to read:*

0540-001-0183—For support of Secretary of the Natural Resources Agency, for payment to Item 0540-001-0140, payable from the Environmental Enhancement and Mitigation Program Fund..... ~~139,000~~  
300,000

*SEC. 3. Item 0540-101-0183 is added to Section 2.00 of the Budget Act of 2013, to read:*

0540-101-0183—For local assistance, Secretary of the Natural Resources Agency, payable from the Environmental Enhancement and Mitigation Program Fund..... 6,700,000

*Provisions:*

1. Notwithstanding any other provision of law, funds appropriated in this item will be available for allocation until June 30, 2015, and available for encumbrance and liquidation until June 30, 2019.

*SEC. 4. Item 0650-001-0001 of Section 2.00 of the Budget Act of 2013 is amended to read:*

1	0650-001-0001—For support of the Office of Planning and	
2	Research.....	4,090,000
3		2,090,000
4	Schedule:	
5	(1) 11-State Planning and Policy Develop-	
6	ment.....	4,006,000
7		2,006,000
8	(2) 21-California Volunteers.....	5,734,000
9	(3) Reimbursements.....	-3,574,000
10	(4) Amount payable from the Federal Trust	
11	Fund (Item 0650-001-0890).....	-1,800,000
12	(5) Amount payable from the Central Ser-	
13	vice Cost Recovery Fund (Item 0650-	
14	001-9740).....	-276,000

15  
 16 *SEC. 5. Item 0890-001-0228 of Section 2.00 of the Budget Act*  
 17 *of 2013 is amended to read:*  
 18

19	0890-001-0228—For support of Secretary of State, for payment	
20	to Item 0890-001-0001, payable from the Secretary of	
21	State’s Business Fees Fund.....	40,857,000
22	Provisions:	
23	1. The Secretary of State shall report to the Department	
24	of Finance and the Joint Legislative Budget Committee	
25	on the performance of its Business Programs Division	
26	(BPD). The report shall include a summary of perfor-	
27	mance over the preceding quarter, including the aver-	
28	age processing time, the number of filings processed,	
29	the number of expedited filings, the total outstanding	
30	filings, a summary of the number of staff in the BPD,	
31	the number of vacant positions and vacancy rate, the	
32	hours of overtime worked, and the number of tempo-	
33	rary workers and the hours they worked.	
34	2. The report required by Provision 1 shall be made for	
35	each month through December 2013 and <del>for the</del>	
36	<del>months of January, March, April, and June 2014</del>	
37	<i>quarterly thereafter (January through March and April</i>	
38	<i>through June).</i> However, if the December 2013 report	
39	or any subsequent report indicates that the average	
40	processing time for business filings is more than five	

days, the Secretary of State shall include a plan to come in compliance with the five-day standard and shall provide monthly reports until such compliance is achieved. The reports required by this provision shall be due on the 15th of the month following the reporting period.

*SEC. 6. Item 2660-001-0042 of Section 2.00 of the Budget Act of 2013 is amended to read:*

2660-001-0042—For support of Department of Transportation, payable from the State Highway Account, State Transportation Fund.....	2,360,980,000
Schedule:	
(1) 10-Aeronautics.....	4,147,000
(2) 20.10-Highway Transportation— Capital Outlay Support.....	1,627,453,000
(3) 20.30-Highway Transportation— Local Assistance.....	<del>52,027,000</del> 52,017,000
(4) 20.40-Highway Transportation— Program Development.....	75,449,000
(5) 20.65-Highway Transportation— Legal.....	124,506,000
(6) 20.70-Highway Transportation— Operations.....	254,970,000
(7) 20.80-Highway Transportation— Maintenance.....	1,422,111,000
(8) 30-Mass Transportation.....	161,162,000
(9) 40-Transportation Planning.....	133,800,000
(10) 50.10-Administration Program Costs.....	463,661,000
(11) 50.20-Distributed Administration Program Costs.....	–463,661,000
(12) 60.10-Equipment Service Program Costs.....	185,488,000
(13) 60.20-Distributed Equipment Service Program Costs.....	–185,488,000
(14) Reimbursements.....	–354,680,000

1	(15) Amount payable from the Aeronautics	
2	Account, State Transportation Fund	
3	(Item 2660-001-0041).....	-3,663,000
4	<del>(15.5) Amount payable from the Bicycle</del>	
5	<del>Transportation Account, State Trans-</del>	
6	<del>portation Fund (Item 2660-001-</del>	
7	<del>0045).....</del>	<del>-10,000</del>
8	(16) Amount payable from the Public	
9	Transportation Account, State	
10	Transportation Fund (Item 2660-001-	
11	0046).....	-176,116,000
12	(17) Amount payable from the Historic	
13	Property Maintenance Fund (Item 2660-	
14	001-0365).....	-1,647,000
15	(18) Amount payable from the Federal	
16	Trust Fund (Item 2660-001-0890)....	-777,762,000
17	(19) Amount payable from the State Route	
18	99 Account, Highway Safety, Traffic	
19	Reduction, Air Quality, and Port Secu-	
20	rity Fund of 2006 (Item 2660-004-	
21	6072).....	-36,991,000
22	(20) Amount payable from the Corridor	
23	Mobility Improvement Account,	
24	Highway Safety, Traffic Reduction,	
25	Air Quality, and Port Security Fund	
26	of 2006 (Item 2660-004-6055).....	-107,576,000
27	(21) Amount payable from the Trade Corri-	
28	dors Improvement Fund (Item 2660-	
29	004-6056).....	-8,734,000
30	(22) Amount payable from the Transporta-	
31	tion Facilities Account, Highway	
32	Safety, Traffic Reduction, Air Quality,	
33	and Port Security Fund of 2006 (Item	
34	2660-004-6058).....	-19,030,000
35	(23) Amount payable from the Public	
36	Transportation Modernization, Improve-	
37	ment, and Service Enhancement Ac-	
38	count, Highway Safety, Traffic Reduc-	
39	tion, Air Quality, and Port Security	
40	Fund of 2006 (Item 2660-004-6059)....	-1,015,000

1	(24) Amount payable from the State-Local	
2	Partnership Program Account, Highway	
3	Safety, Traffic Reduction, Air Quality,	
4	and Port Security Fund of 2006 (Item	
5	2660-004-6060).....	-659,000
6	(25) Amount payable from the Local Bridge	
7	Seismic Retrofit Account, Highway	
8	Safety, Traffic Reduction, Air Quality,	
9	and Port Security Fund of 2006 (Item	
10	2660-004-6062).....	-1,579,000
11	(26) Amount payable from the Highway-	
12	Railroad Crossing Safety Account,	
13	Highway Safety, Traffic Reduction, Air	
14	Quality, and Port Security Fund of 2006	
15	(Item 2660-004-6063).....	-444,000
16	(27) Amount payable from the Highway	
17	Safety, Rehabilitation, and Preservation	
18	Account, Highway Safety, Traffic Re-	
19	duction, Air Quality, and Port Security	
20	Fund of 2006 (Item 2660-004-6064)....	-4,739,000
21	Provisions:	
22	1. Notwithstanding any other provision of law, funds	
23	appropriated in this item from the State Highway Ac-	
24	count may be reduced and replaced by an equivalent	
25	amount of federal funds determined by the Department	
26	of Transportation to be available and necessary to	
27	comply with Section 8.50 and the most effective	
28	management of state transportation resources. Not	
29	more than 30 days after replacing the state funds with	
30	federal funds, the Director of Finance shall notify in	
31	writing the chairpersons of the committees in each	
32	house of the Legislature that consider appropriations	
33	and the Chairperson of the Joint Legislative Budget	
34	Committee of this action.	
35	2. Notwithstanding any other provision of law, funding	
36	appropriated in this item may be transferred to Item	
37	2660-005-0042 to pay for any necessary insurance,	
38	debt service, and other financing-related expenditures	
39	for Department of Transportation-occupied office	

1 buildings. Any transfer will require the prior approval  
2 of the Department of Finance.

- 3 3. Notwithstanding any other provision of law, funds  
4 appropriated in this item may be supplemented with  
5 federal funding appropriation authority and with prior  
6 fiscal year State Highway Account appropriation bal-  
7 ances at a level determined by the Department of  
8 Transportation as required to process claims utilizing  
9 federal advance construction through the plan of finan-  
10 cial adjustment process pursuant to Sections 11251  
11 and 16365 of the Government Code.

- 12 4. Notwithstanding any other provision of law, funds  
13 appropriated in Item 2660-001-0042, 50.00-Adminis-  
14 tration from the State Highway Account, may be re-  
15 duced and replaced by an equivalent amount of reim-  
16 bursements determined by the Department of Trans-  
17 portation to be available and necessary to comply with  
18 Section 28.50 and the most effective management of  
19 state transportation resources. The reimbursements  
20 may also be reduced and replaced by an equivalent  
21 amount of funds from the State Highway Account.  
22 Not more than 30 days after replacing the State High-  
23 way Account funds with reimbursements and vice  
24 versa, the Director of Finance shall notify in writing  
25 the chairpersons of the committees in each house of  
26 the Legislature that consider appropriations and the  
27 Chairperson of the Joint Legislative Budget Committee  
28 of this action.

- 29 5. Of the funds appropriated in Schedule (7),  
30 \$231,666,000 is for major maintenance contracts for  
31 the preservation of highway pavement, and shall not  
32 be used to supplant any other funding that would have  
33 been used for major pavement maintenance.

- 34 6. Of the funds appropriated in Schedule (5), \$68,556,000  
35 is for the payment of tort lawsuit claims and awards.  
36 Any funds for that purpose that are unencumbered as  
37 of April 1, 2014, may be transferred to Item 2660-302-  
38 0042. Any transfer shall require the prior approval of  
39 the Department of Finance.



- 1       7. Of the funds appropriated in Schedule (2), transfers  
2       of expenditure authority may be made between Items  
3       2660-001-0042, 2660-001-0890, 2660-002-3007,  
4       2660-004-6055, 2660-004-6056, 2660-004-6058,  
5       2660-004-6059, 2660-004-6060, 2660-004-6062,  
6       2660-004-6063, 2660-004-6064, and 2660-004-6072  
7       to accommodate changes in capital outlay and local  
8       assistance program-related workload by funding source  
9       or changes in availability of funds. The Department  
10      of Finance shall authorize the transfers not sooner than  
11      30 days after notification of the necessity therefor in  
12      writing to the chairpersons of the committees in each  
13      house of the Legislature that consider appropriations  
14      and the Chairperson of the Joint Legislative Budget  
15      Committee.
- 16      8. The Department of Finance may augment the amount  
17      appropriated in Schedule (6) by up to \$2,000,000 for  
18      the federal Americans with Disabilities Act of 1990  
19      consultant contracts if the number of access requests  
20      and grievances exceeds the Department of Transportation's  
21      projections. The Department of Finance shall  
22      authorize the augmentation not sooner than 30 days  
23      after notification of the necessity therefor in writing  
24      to the chairpersons of the committees in each house  
25      of the Legislature that consider appropriations and the  
26      Chairperson of the Joint Legislative Budget Committee.
- 27      9. Of the funds appropriated in Schedule (2),  
28      \$1,129,712,000 is for state staff and state staff cash  
29      overtime, \$228,725,000 is for external consultant and  
30      professional services related to project delivery, and  
31      \$124,375,000 is for operating expenses. The funds  
32      appropriated in Schedule (2) for external consultant  
33      and professional services related to project delivery  
34      that are unencumbered or encumbered but unexpended  
35      related to work that will not be performed during the  
36      2013–14 fiscal year shall revert to the fund from which  
37      they were appropriated.
- 38      10. Of the funds appropriated in this item, \$329,000 is for  
39      the Safe Routes to School Program. These funds are  
40

not available for expenditure until the Secretary of the Business, Transportation and Housing Agency convenes a working group by August 31, 2013, regarding active transportation and until legislation is enacted that creates a new program to promote active transportation. For the purposes of this provision, “active transportation” means human-powered transportation, such as biking and walking, that achieves mobility and safety goals, promotes better health, and helps meet the greenhouse gas reduction targets established by the State Air Resources Board pursuant to Section 65080 of the Government Code. The new program shall promote these goals, as well as improve safety, achieve efficiencies, accelerate and streamline project delivery, and improve project outcomes by consolidating the program funded by this item and several other transportation programs that currently include funding for active transportation.

11. *Of the funds appropriated in Schedule (9), the Department of Transportation (Caltrans) shall exempt project initiation document development and oversight services reimbursed from local government agencies from full cost recovery as outlined in its Indirect Cost Recovery Plan.*
12. *Caltrans shall streamline the cooperative work agreement process related to project initiation document development and oversight in order to reduce costs to local agencies.*
13. *The Department of Finance may augment the amount appropriated in Schedule (2) by up to \$1,800,000 and 16 positions to reimburse Caltrans for work performed for the High-Speed Rail Authority.*
14. *Caltrans shall exempt for the High-Speed Rail Authority from full cost recovery as outlined in its Indirect Cost Rate Proposal. Caltrans will charge for the High-Speed Rail Authority for functional overhead.*

SEC. 7. *Item 2660-001-0045 of Section 2.00 of the Budget Act of 2013 is repealed.*

2660-001-0045—For support of Department of Transportation,  
for payment to Item 2660-001-0042, payable from the Bi-  
cycle Transportation Account, State Transportation Fund.... 10,000  
Provisions:

1. ~~The funds appropriated in this item are for the Bicycle Transportation Grant program. These funds are not available for expenditure until the Secretary of the Business, Transportation and Housing Agency convenes a working group by August 31, 2013, regarding active transportation and until legislation is enacted that creates a new program to promote active transportation. For the purposes of this provision, “active transportation” means human-powered transportation, such as biking and walking, that achieves mobility and safety goals, promotes better health, and helps meet the greenhouse gas reduction targets established by the State Air Resources Board pursuant to Section 65080 of the Government Code. The new program shall promote these goals, as well as improve safety, achieve efficiencies, accelerate and streamline project delivery, and improve project outcomes by consolidating the program funded by this item and several other transportation programs that currently include funding for active transportation.~~

*SEC. 8. Item 2660-022-0042 is added to Section 2.00 of the Budget Act of 2013, to read:*

2660-022-0042—For transfer by the Controller from the State Highway Account, State Transportation Fund, to the Environmental Enhancement and Mitigation Program Fund to be used as specified in Section 164.56 of the Streets and Highways Code ..... (7,000,000)

*SEC. 9. Item 2660-101-0045 of Section 2.00 of the Budget Act of 2013 is repealed.*

1 ~~2660-101-0045—For local assistance, Department of Transportation,~~  
 2 ~~tion, Program 20-Highway Transportation, payable from~~  
 3 ~~the Bicycle Transportation Account, State Transportation~~  
 4 ~~Fund.....~~ 7,200,000

5 Provisions:

- 6 ~~1. Notwithstanding any other provision of law, funds~~  
 7 ~~appropriated in this item will be available for allocation~~  
 8 ~~until June 30, 2015, and available for encum-~~  
 9 ~~brance and liquidation until June 30, 2019.~~
- 10 ~~2. The funds appropriated in this item are not available~~  
 11 ~~for expenditure until the Secretary of the Business,~~  
 12 ~~Transportation and Housing Agency convenes a~~  
 13 ~~working group by August 31, 2013, regarding active~~  
 14 ~~transportation and until legislation is enacted that cre-~~  
 15 ~~ates a new program to promote active transportation.~~  
 16 ~~For the purposes of this provision, “active transporta-~~  
 17 ~~tion” means human-powered transportation, such as~~  
 18 ~~biking and walking, that achieves mobility and safety~~  
 19 ~~goals, promotes better health, and helps meet the~~  
 20 ~~greenhouse gas reduction targets established by the~~  
 21 ~~State Air Resources Board pursuant to Section 65080~~  
 22 ~~of the Government Code. The new program shall~~  
 23 ~~promote these goals, as well as improve safety, achieve~~  
 24 ~~efficiencies, accelerate and streamline project delivery,~~  
 25 ~~and improve project outcomes by consolidating the~~  
 26 ~~program funded by this item and several other trans-~~  
 27 ~~portation programs that currently include funding for~~  
 28 ~~active transportation.~~

29  
 30 *SEC. 10. Item 2660-101-0183 of Section 2.00 of the Budget*  
 31 *Act of 2013 is repealed.*

32  
 33 ~~2660-101-0183—For local assistance, Department of Transportation,~~  
 34 ~~tion, Program 20-Highway Transportation, payable from~~  
 35 ~~the Environmental Enhancement and Mitigation Program~~  
 36 ~~Fund.....~~ 10,000,000

37 Provisions:

- 38 ~~1. Notwithstanding any other provision of law, funds~~  
 39 ~~appropriated in this item shall be available for allocation~~

tion until June 30, 2015, and available for encum-  
brance and liquidation until June 30, 2019.  
2: The funds appropriated in this item are not available  
for expenditure until the Secretary of the Business,  
Transportation and Housing Agency convenes a  
working group by August 31, 2013, regarding active  
transportation and until legislation is enacted that cre-  
ates a new program to promote active transportation.  
For the purposes of this provision, “active transporta-  
tion” means human-powered transportation, such as  
biking and walking, that achieves mobility and safety  
goals, promotes better health, and helps meet the  
greenhouse gas reduction targets established by the  
State Air Resources Board pursuant to Section 65080  
of the Government Code. The new program shall  
promote these goals, as well as improve safety, achieve  
efficiencies, accelerate and streamline project delivery,  
and improve project outcomes by consolidating the  
program funded by this item and several other trans-  
portation programs that currently include funding for  
active transportation.

*SEC. 11. Item 2660-101-0890 of Section 2.00 of the Budget  
Act of 2013 is amended to read:*

2660-101-0890—For local assistance, Department of Trans-	
portation, State Transportation Improvement Program	
(STIP), payable from the Federal Trust Fund.....	109,001,000
	51,001,000
Schedule:	
(1) 20-Highway Transportation.....	109,000,000
	51,000,000
(a) Regional Improve-	
ments.....	(81,750,000)
	51,000,000
(b) Interregional—Im-	
provements.....	(27,250,000)
(2) 30-Mass Transportation.....	1,000

## Provisions:

1. For purposes of the Streets and Highways Code, all expenditures from this item shall be deemed to be expenditures from the State Highway Account, State Transportation Fund.
2. Federal funds may be received from any federal source and shall be deposited in the Federal Trust Fund. Any federal reimbursements shall be credited to the account from which the expenditures were originally made.
3. Notwithstanding any other provision of law, funds appropriated in this item may be transferred intraschedule or to Item 2660-102-0890, 2660-108-0890, 2660-301-0890, or 2660-302-0890. These transfers shall require the prior approval of the Department of Finance. These funds shall be available for allocation by the California Transportation Commission until June 30, 2015, and available for encumbrance and liquidation until June 30, 2019.
4. ~~Of the funds appropriated in this item, \$58,000,000 is for the Local Transportation Enhancement grant program within the State Transportation Improvement Program. These funds are not available for expenditure until the Secretary of the Business, Transportation and Housing Agency convenes a working group by August 31, 2013, regarding active transportation and until legislation is enacted that creates a new program to promote active transportation. For the purposes of this provision, "active transportation" means human-powered transportation, such as biking and walking, that achieves mobility and safety goals, promotes better health, and helps meet the greenhouse gas reduction targets established by the State Air Resources Board pursuant to Section 65080 of the Government Code. The new program shall promote these goals, as well as improve safety, achieve efficiencies, accelerate and streamline project delivery, and improve project outcomes by consolidating the program funded by this item and several other transportation programs that currently include funding for active transportation.~~

SEC. 12. Item 2660-102-0042 of Section 2.00 of the Budget Act of 2013 is amended to read:

2660-102-0042—For local assistance, Department of Transportation, non-State Transportation Improvement Program (STIP), payable from the State Highway Account, State Transportation Fund..... 140,313,000  
116,313,000

Schedule:

(1) 20-Highway Transportation..... 128,313,000  
104,313,000

(a) Regional Surface Transportation Program Exchange..... (57,848,000)  
33,848,000

(b) Local Assistance..... (70,465,000)

(2) 40-Transportation Planning..... 12,000,000

Provisions:

1. Funds appropriated in Schedule (1) shall be available for allocation by the California Transportation Commission until June 30, 2015, and available for encumbrance and liquidation until June 30, 2019.

2. Notwithstanding any other provision of law, funds appropriated in this item may be transferred intraschedule or to Item 2660-101-0042, 2660-108-0042, 2660-301-0042, or 2660-302-0042. These transfers shall require the prior approval of the Department of Finance.

3. ~~Of the funds appropriated in this item, \$24,000,000 is for the Safe Routes to School grant program within the non-State Transportation Improvement Program. These funds are not available for expenditure until the Secretary of the Business, Transportation and Housing Agency convenes a working group by August 31, 2013, regarding active transportation and until legislation is enacted that creates a new program to promote active transportation. For the purposes of this provision, “active transportation” means human-powered transportation, such as biking and walking, that~~

achieves mobility and safety goals, promotes better health, and helps meet the greenhouse gas reduction targets established by the State Air Resources Board pursuant to Section 65080 of the Government Code. The new program shall promote these goals, as well as improve safety, achieve efficiencies, accelerate and streamline project delivery, and improve project outcomes by consolidating the program funded by this item and several other transportation programs that currently include funding for active transportation.

*SEC. 13. Item 2660-102-0890 of Section 2.00 of the Budget Act of 2013 is amended to read:*

2660-102-0890—For local assistance, Department of Transportation, non-State Transportation Improvement Program (STIP), payable from the Federal Trust Fund..... 1,633,678,000  
1,612,678,000

Schedule:

(1) 20-Highway Transportation..... 1,526,578,000  
1,505,578,000  
(2) 30-Mass Transportation..... 36,000,000  
(3) 40-Transportation Planning..... 71,100,000

Provisions:

1. Notwithstanding any other provision of law, funds appropriated in this item may be transferred intraschedule or to Item 2660-101-0890, 2660-108-0890, 2660-301-0890, or 2660-302-0890. These transfers shall require the prior approval of the Department of Finance. Funds appropriated in Schedules (1) and (2) shall be available for allocation by the California Transportation Commission until June 30, 2015, and available for encumbrance and liquidation until June 30, 2019.
2. For Program 20—Highway Transportation. For purposes of the Streets and Highways Code, all expenditures from this item shall be deemed to be expenditures from the State Highway Account, State Transportation Fund.



3. For Program 20—Highway Transportation. Federal funds may be received from any federal source and shall be deposited in the Federal Trust Fund. Any federal reimbursements shall be credited to the account from which the expenditures were originally made.
4. ~~Of the funds appropriated in this item, \$20,211,000 is for the Safe Routes to School grant program within the non-State Transportation Improvement Program. These funds are not available for expenditure until the Secretary of the Business, Transportation and Housing Agency convenes a working group by August 31, 2013, regarding active transportation and until legislation is enacted that creates a new program to promote active transportation. For the purposes of this provision, “active transportation” means human-powered transportation, such as biking and walking, that achieves mobility and safety goals, promotes better health, and helps meet the greenhouse gas reduction targets established by the State Air Resources Board pursuant to Section 65080 of the Government Code. The new program shall promote these goals, as well as improve safety, achieve efficiencies, accelerate and streamline project delivery, and improve project outcomes by consolidating the program funded by this item and several other transportation programs that currently include funding for active transportation.~~

*SEC. 14. Item 2660-108-0042 is added to Section 2.00 of the Budget Act of 2013, to read:*

*2660-108-0042—For local assistance, Department of Transportation, Active Transportation Program (ATP), payable from the State Highway Account, State Transportation Fund ..... 34,199,000*

*Schedule:*

*(1) 20.30-Highway Transportation—Local Assistance..... 34,199,000*

*Provisions:*

*1. Funds appropriated in this item shall be available for allocation by the California Transportation Commis-*

sion until June 30, 2015, and available for encumbrance and liquidation until June 30, 2019.

2. Notwithstanding any other provision of law, funds appropriated in this item may be transferred to Item 2660-101-0042, 2660-102-0042, 2660-301-0042 or 2660-308-0042. These transfers shall require the prior approval of the Department of Finance.
3. Notwithstanding any other provision of law, and as necessary to support the Active Transportation Program, funds appropriated in this item may be supplemented with federal funding appropriation authority and with prior year State Highway Account appropriation balances at a level determined by the Department of Transportation as required to process claims utilizing federal advance construction through the plan of financial adjustment process under Sections 11251 and 16365 of the Government Code.
4. Of the amount appropriated by this item and from Item 2660-108-0890, no less than a combined amount of \$24,000,000 is for projects that fund safe routes to schools within the statewide competitive component of the program described in paragraph (3) of subdivision (a) of Section 2381 of the Streets and Highways Code. Within the amount cited in this provision, no less than a combined amount \$7,200,000 shall be for non-infrastructure grants, including funding for a state technical assistance resource center. It is the intent of the Legislature that this provision with the same minimum funding levels for safe routes to schools also be included in the budgets for the 2014–15 and 2015–16 fiscal years.

**SEC. 15.** *Item 2660-108-0890 is added to Section 2.00 of the Budget Act of 2013, to read:*

<p>2660-108-0890—For local assistance, Department of Transportation, Active Transportation Program (ATP), payable from the Federal Trust Fund .....</p>	<p>95,281,000</p>
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*Schedule:*

*(1) 20.30-Highway Transportation—Local*

*Assistance..... 95,281,000*

*Provisions:*

- 1. For purposes of the Streets and Highways Code, all expenditures from this item shall be deemed to be expenditures from the State Highway Account, State Transportation Fund.*
- 2. Federal funds may be received from any federal source and shall be deposited in the Federal Trust Fund. Any federal reimbursements shall be credited to the account from which the expenditures were originally made.*
- 3. Notwithstanding any other provision of law, and as necessary to support the Active Transportation Program, funds appropriated in this item may be transferred to Item 2660-101-0890, 2660-102-0890, 2660-301-0890 or 2660-308-0890. These transfers shall require the prior approval of the Department of Finance. These funds shall be available for allocation by the California Transportation Commission until June 30, 2015, and available for encumbrance and liquidation until June 30, 2019.*
- 4. Of the amount appropriated by this item and from Item 2660-108-0042, no less than a combined amount of \$24,000,000 is for projects that fund safe routes to schools within the statewide competitive component of the program described in paragraph (3) of subdivision (a) of Section 2381 of the Streets and Highways Code. Within the amount cited in this provision, no less than a combined amount \$7,200,000 shall be for non-infrastructure grants, including funding for a state technical assistance resource center. It is the intent of the Legislature that this provision with the same minimum funding levels for safe routes to schools also be included in the budgets for the 2014–15 and 2015–16 fiscal years.*

*SEC. 16. Item 2660-301-0890 of Section 2.00 of the Budget Act of 2013 is amended to read:*

2660-301-0890—For capital outlay, Department of Transportation, State Transportation Improvement Program (STIP), payable from the Federal Trust Fund..... 408,001,000  
394,001,000

## Schedule:

(1) 20-Highway Transportation..... 408,000,000  
394,000,000

(a) Regional Improvements..... (306,000,000)  
(295,500,000)

(b) Interregional Improvements..... (102,000,000)  
(98,500,000)

(2) 30-Mass Transportation..... 1,000

## Provisions:

1. Notwithstanding any other provision of law, amounts scheduled in this item may be transferred intraschedule or to Item 2660-101-0890, 2660-102-0890, or 2660-302-0890, upon the prior approval of the Department of Finance. These funds shall be available for allocation by the California Transportation Commission until June 30, 2015, and available for encumbrance and liquidation until June 30, 2019.
2. For purposes of the Streets and Highways Code, all expenditures from this item shall be deemed to be expenditures from the State Highway Account, State Transportation Fund.
3. Federal funds may be received from any federal source and shall be deposited in the Federal Trust Fund. Any federal reimbursements shall be credited to the account from which the expenditures were originally made.
4. ~~Of the funds appropriated in this item, \$14,000,000 is for the Capital Transportation Enhancement Program within the State Transportation Improvement Program. These funds are not available for expenditure until the Secretary of the Business, Transportation and Housing Agency convenes a working group by August 31, 2013, regarding active transportation and until legislation is enacted that creates a new program to promote active transportation. For the purposes of this provi-~~

sion, “active transportation” means human-powered transportation, such as biking and walking, that achieves mobility and safety goals, promotes better health, and helps meet the greenhouse gas reduction targets established by the State Air Resources Board pursuant to Section 65080 of the Government Code. The new program shall promote these goals, as well as improve safety, achieve efficiencies, accelerate and streamline project delivery, and improve project outcomes by consolidating the program funded by this item and several other transportation programs that currently include funding for active transportation.

*SEC. 17. Item 2660-308-0042 is added to Section 2.00 of the Budget Act of 2013, to read:*

2660-308-0042—For capital outlay, Department of Transportation, Active Transportation Program (ATP), payable from the State Highway Account, State Transportation Fund .... 1,000

*Schedule:*

(1) 20.20-Highway Transportation—Capital

Outlay..... 1,000

*Provisions:*

1. Funds appropriated in this item shall be available for allocation by the California Transportation Commission until June 30, 2015, and available for encumbrance and liquidation until June 30, 2019.
2. Notwithstanding any other provision of law, funds appropriated in this item may be transferred to Item 2660-101-0042, 2660-102-0042, 2660-108-0042 or 2660-301-0042. These transfers shall require the prior approval of the Department of Finance.
3. Notwithstanding any other provision of law, and as necessary to support the Active Transportation Program, funds appropriated in this item may be supplemented with federal funding appropriation authority and with prior year State Highway Account appropriation balances at a level determined by the Department of Transportation as required to process claims utilizing federal advance construction through the plan of

1 *financial adjustment process under Sections 11251*  
 2 *and 16365 of the Government Code.*

3  
 4 *SEC. 18. Item 2660-308-0890 is added to Section 2.00 of the*  
 5 *Budget Act of 2013, to read:*

6  
 7 *2660-308-0890—For capital outlay, Department of Transporta-*  
 8 *tion, Active Transportation Program (ATP), payable from*  
 9 *the State Highway Account, State Transportation Fund .... 1,000*  
 10 *Schedule:*

11 *(1) 20.20-Highway Transportation—Capital*  
 12 *Outlay..... 1,000*

13 *Provisions:*

- 14 *1. For purposes of the Streets and Highways Code, all*  
 15 *expenditures from this item shall be deemed to be ex-*  
 16 *penditures from the State Highway Account, State*  
 17 *Transportation Fund.*
- 18 *2. Federal funds may be received from any federal source*  
 19 *and shall be deposited in the Federal Trust Fund. Any*  
 20 *federal reimbursements shall be credited to the ac-*  
 21 *count from which the expenditures were originally*  
 22 *made.*
- 23 *3. Notwithstanding any other provision of law, and as*  
 24 *necessary to support the Active Transportation Pro-*  
 25 *gram, funds appropriated in this item may be trans-*  
 26 *ferred to Item 2660-101-0890, 2660-102-0890, 2660-*  
 27 *108-0890 or 2660-301-0890. These transfers shall*  
 28 *require the prior approval of the Department of Fi-*  
 29 *nance. These funds shall be available for allocation*  
 30 *by the California Transportation Commission until*  
 31 *June 30, 2015, and available for encumbrance and*  
 32 *liquidation until June 30, 2019.*

33  
 34 *SEC. 19. Item 2660-491 of Section 2.00 of the Budget Act of*  
 35 *2013 is amended to read:*

36  
 37 *2660-491—Reappropriation, Department of Transportation.*  
 38 *Notwithstanding any other provision of law, the unliquidat-*  
 39 *ed encumbrances for the appropriations provided in the*  
 40 *following citations are reappropriated until June 30, 2014.*

1 The unencumbered balance shall not be available for en-  
2 cumbrance.

3 0042—State Highway Account

- 4 (1) Item 2660-301-0042, Budget Act of 2000 (Ch. 52,  
5 Stats. 2000)  
6 (3) Item 2660-302-0042, Budget Act of 2003 (Ch. 157,  
7 Stats. 2003)  
8 (6) Item 2660-301-0042, Budget Act of 2005 (Chs. 38  
9 and 39, Stats. 2005)  
10 (7) Item 2660-302-0042, Budget Act of 2005 (Chs. 38  
11 and 39, Stats. 2005)  
12 (9) Item 2660-301-0042, Budget Act of 2006 (Chs. 47  
13 and 48, Stats. 2006)  
14 (10) Item 2660-302-0042, Budget Act of 2006 (Chs. 47  
15 and 48, Stats. 2006)  
16 (11) Item 2660-303-0042, Budget Act of 2006 (Chs. 47  
17 and 48, Stats. 2006)  
18 (12) Item 2660-303-0042, Budget Act of 2007 (Chs. 171  
19 and 172, Stats. 2007)  
20 (13) Item 2660-311-0042, Budget Act of 2007 (Chs. 171  
21 and 172, Stats. 2007)  
22 (14) Item 2660-301-0042, Budget Act of 2007 (Chs. 171  
23 and 172, Stats. 2007)  
24 (15) Item 2660-302-0042, Budget Act of 2007 (Chs. 171  
25 and 172, Stats. 2007)  
26 (16) Item 2660-303-0042, Budget Act of 2008 (Chs. 268  
27 and 269, Stats. 2008)  
28 (17) Item 2660-102-0042, Budget Act of 2010 (Ch. 712,  
29 Stats. 2010)

30 0046—Public Transportation Account, State Transportation  
31 Fund

- 32 (1) Item 2660-302-0046, Budget Act of 2006 (Chs. 47  
33 and 48, Stats. 2006)  
34 (2) Item 2660-101-0046, Budget Act of 2007 (Chs. 171  
35 and 172, Stats. 2007)

36 0890—Federal Trust Fund

- 37 (1) Item 2660-301-0890, Budget Act of 2004 (Ch. 208,  
38 Stats. 2004)  
39 (2) Item 2660-302-0890, Budget Act of 2004 (Ch. 208,  
40 Stats. 2004)

- (3) Item 2660-301-0890, Budget Act of 2005 (Chs. 38 and 39, Stats. 2005)
- (4) Item 2660-302-0890, Budget Act of 2005 (Chs. 38 and 39, Stats. 2005)
- (5) Item 2660-102-0890, Budget Act of 2006 (Chs. 47 and 48, Stats. 2006)
- ~~(6) Item 2660-102-0890, Budget Act of 2007 (Chs. 171 and 172, Stats. 2007)~~
- ~~(7) Item 2660-102-0890, Budget Act of 2008 (Chs. 268 and 269, Stats. 2008)~~
- (6) *Item 2660-301-0890, Budget Act of 2006 (Chs. 47 and 48, Stats. 2006)*
- (7) *Item 2660-302-0890, Budget Act of 2006 (Chs. 47 and 48, Stats. 2006)*
- (8) *Item 2660-102-0890, Budget Act of 2007 (Chs. 171 and 172, Stats. 2007)*
- (9) *Item 2660-102-0890, Budget Act of 2008 (Chs. 268 and 269, Stats. 2008)*

*SEC. 20. Item 2660-495 of Section 2.00 of the Budget Act of 2013 is amended to read:*

2660-495—Reversion, Department of Transportation. As of June 30, 2013, the unallocated balances of the appropriations provided in the following citations shall revert to the funds from which the appropriations were made:

*0183—Environmental Enhancement and Mitigation Program Fund*

- (1) *Item 2660-101-0183, Budget Act of 2012 (Chs. 21 and 29, Stats. 2012)*

6055—Corridor Mobility Improvement Account

- (1) Item 2660-104-6055, Budget Act of 2007 (Chs. 171 and 172, Stats. 2007)
- (2) Item 2660-304-6055, Budget Act of 2007 (Chs. 171 and 172, Stats. 2007)
- (3) Item 2660-104-6055, Budget Act of 2008 (Chs. 268 and 269, Stats. 2008)
- (4) Item 2660-304-6055, Budget Act of 2008 (Chs. 268 and 269, Stats. 2008)



- (5) Item 2660-104-6055, Budget Act of 2009 (Ch. 1, 2009–10 3rd Ex. Sess., as revised by Ch. 1, 2009–10 4th Ex. Sess.)
  - (6) Item 2660-304-6055, Budget Act of 2009 (Ch. 1, 2009–10 3rd Ex. Sess., as revised by Ch. 1, 2009–10 4th Ex. Sess.)
  - (7) Item 2660-104-6055, Budget Act of 2010 (Ch. 712, Stats. 2010) as reappropriated by Item 2660-494, Budget Act of 2012 (Chs. 21 and 29, Stats. 2012)
  - (8) Item 2660-304-6055, Budget Act of 2010 (Ch. 712, Stats. 2010) as reappropriated by Item 2660-494, Budget Act of 2012 (Chs. 21 and 29, Stats. 2012)
  - (9) Item 2660-104-6055, Budget Act of 2011 (Ch. 33, Stats. 2011)
  - (10) Item 2660-304-6055, Budget Act of 2011 (Ch. 33, Stats. 2011)
- 6056—Trade Corridors Improvement Fund
- (1) Item 2660-104-6056, Budget Act of 2008 (Chs. 268 and 269, Stats. 2008)
  - (2) Item 2660-304-6056, Budget Act of 2008 (Chs. 268 and 269, Stats. 2008)
  - (3) Item 2660-104-6056, Budget Act of 2009 (Ch. 1, 2009–10 3rd Ex. Sess., as revised by Ch. 1, 2009–10 4th Ex. Sess.)
  - (4) Item 2660-304-6056, Budget Act of 2009 (Ch. 1, 2009–10 3rd Ex. Sess., as revised by Ch. 1, 2009–10 4th Ex. Sess.)
  - (5) Item 2660-104-6056, Budget Act of 2010 (Ch. 712, Stats. 2010)
  - (6) Item 2660-304-6056, Budget Act of 2010 (Ch. 712, Stats. 2010)
  - (7) Item 2660-104-6056, Budget Act of 2011 (Ch. 33, Stats. 2011)
  - (8) Item 2660-304-6056, Budget Act of 2011 (Ch. 33, Stats. 2011)
- 6058—Transportation Financing Account
- (1) Item 2660-104-6058, Budget Act of 2007 (Chs. 171 and 172, Stats. 2007)
  - (2) Item 2660-304-6058, Budget Act of 2007 (Chs. 171 and 172, Stats. 2007)

- 1 (3) Item 2660-104-6058, Budget Act of 2008 (Chs. 268
- 2 and 269, Stats. 2008)
- 3 (4) Item 2660-304-6058, Budget Act of 2008 (Chs. 268
- 4 and 269, Stats. 2008)
- 5 (5) Item 2660-104-6058, Budget Act of 2010 (Ch. 712,
- 6 Stats. 2010)
- 7 (6) Item 2660-304-6058, Budget Act of 2010 (Ch. 712,
- 8 Stats. 2010)
- 9 6059—Public Transportation Modernization, Improvement,
- 10 and Service Enhancement Account
- 11 (1) Item 2660-104-6059, Budget Act of 2007 (Chs. 171
- 12 and 172, Stats. 2007)
- 13 (2) Item 2660-304-6059, Budget Act of 2007 (Chs. 171
- 14 and 172, Stats. 2007)
- 15 (3) Item 2660-104-6059, Budget Act of 2008 (Chs. 268
- 16 and 269, Stats. 2008)
- 17 (4) Item 2660-304-6059, Budget Act of 2008 (Chs. 268
- 18 and 269, Stats. 2008)
- 19 (5) Item 2660-104-6059, Budget Act of 2009 (Ch. 1,
- 20 2009–10 3rd Ex. Sess., as revised by Ch. 1, 2009–10
- 21 4th Ex. Sess.)
- 22 (6) Item 2660-304-6059, Budget Act of 2009 (Ch. 1,
- 23 2009–10 3rd Ex. Sess., as revised by Ch. 1, 2009–10
- 24 4th Ex. Sess.)
- 25 (7) Item 2660-104-6059, Budget Act of 2010 (Ch. 712,
- 26 Stats. 2010)
- 27 (8) Item 2660-304-6059, Budget Act of 2010 (Ch. 712,
- 28 Stats. 2010)
- 29 (9) Item 2660-304-6059, Budget Act of 2011 (Ch. 33,
- 30 Stats. 2011)
- 31 6060—State-Local Partnership Program Account
- 32 (1) Item 2660-104-6060, Budget Act of 2008 (Chs. 268
- 33 and 269, Stats. 2008)
- 34 (2) Item 2660-304-6060, Budget Act of 2008 (Chs. 268
- 35 and 269, Stats. 2008)
- 36 (3) Item 2660-104-6060, Budget Act of 2009 (Ch. 1,
- 37 2009–10 3rd Ex. Sess., as revised by Ch. 1, 2009–10
- 38 4th Ex. Sess.)

- 1 (4) Item 2660-304-6060, Budget Act of 2009 (Ch. 1,  
2 2009–10 3rd Ex. Sess., as revised by Ch. 1, 2009–10  
3 4th Ex. Sess.)
- 4 (5) Item 2660-104-6060, Budget Act of 2010 (Ch. 712,  
5 Stats. 2010)
- 6 (6) Item 2660-304-6060, Budget Act of 2010 (Ch. 712,  
7 Stats. 2010)
- 8 (7) Item 2660-104-6060, Budget Act of 2011 (Ch. 33,  
9 Stats. 2011)
- 10 (8) Item 2660-304-6060, Budget Act of 2011 (Ch. 33,  
11 Stats. 2011)
- 12 6062—Local Bridge Seismic Retrofit Account
- 13 (1) Item 2660-104-6062, Budget Act of 2007 (Chs. 171  
14 and 172, Stats. 2007)
- 15 (2) Item 2660-104-6062, Budget Act of 2008 (Chs. 268  
16 and 269, Stats. 2008)
- 17 (3) Item 2660-104-6062, Budget Act of 2009 (Ch. 1,  
18 2009–10 3rd Ex. Sess., as revised by Ch. 1, 2009–10  
19 4th Ex. Sess.)
- 20 (4) Item 2660-104-6062, Budget Act of 2010 (Ch. 712,  
21 Stats. 2010)
- 22 (5) Item 2660-104-6062, Budget Act of 2011 (Ch. 33,  
23 Stats. 2011)
- 24 6063—Highway-Railroad Crossing Safety Account
- 25 (1) Item 2660-104-6063, Budget Act of 2007 (Chs. 171  
26 and 172, Stats. 2007)
- 27 (2) Item 2660-304-6063, Budget Act of 2007 (Chs. 171  
28 and 172, Stats. 2007)
- 29 (3) Item 2660-104-6063, Budget Act of 2008 (Chs. 268  
30 and 269, Stats. 2008)
- 31 (4) Item 2660-304-6063, Budget Act of 2008 (Chs. 268  
32 and 269, Stats. 2008)
- 33 (5) Item 2660-104-6063, Budget Act of 2010 (Ch. 712,  
34 Stats. 2010)
- 35 6064—Highway Safety, Rehabilitation, and Preservation  
36 Account (Traffic Light Synchronization Program)
- 37 (1) Item 2660-104-6064, Budget Act of 2007 (Chs. 171  
38 and 172, Stats. 2007)
- 39 (2) Item 2660-104-6064, Budget Act of 2008 (Chs. 268  
40 and 269, Stats. 2008)

- 1 (3) Item 2660-104-6064, Budget Act of 2010 (Ch. 712,  
2 Stats. 2010)
- 3 6064—Highway Safety, Rehabilitation, and Preservation  
4 Account (non-State Transportation Improvement Program)
- 5 (1) Item 2660-304-6064, Budget Act of 2007 (Chs. 171  
6 and 172, Stats. 2007)
- 7 (2) Item 2660-304-6064, Budget Act of 2008 (Chs. 268  
8 and 269, Stats. 2008)
- 9 (3) Item 2660-304-6064, Budget Act of 2009 (Ch. 1,  
10 2009–10 3rd Ex. Sess., as revised by Ch. 1, 2009–10  
11 4th Ex. Sess.)
- 12 (4) Item 2660-304-6064, Budget Act of 2010 (Ch. 712,  
13 Stats. 2010)
- 14 (5) Item 2660-304-6064, Budget Act of 2011 (Ch. 33,  
15 Stats. 2011)
- 16 6072—State Route 99 Account
- 17 (1) Item 2660-104-6072, Budget Act of 2007 (Chs. 171  
18 and 172, Stats. 2007)
- 19 (2) Item 2660-304-6072, Budget Act of 2007 (Chs. 171  
20 and 172, Stats. 2007)
- 21 (3) Item 2660-104-6072, Budget Act of 2008 (Chs. 268  
22 and 269, Stats. 2008)
- 23 (4) Item 2660-304-6072, Budget Act of 2008 (Chs. 268  
24 and 269, Stats. 2008)
- 25 (5) Item 2660-104-6072, Budget Act of 2009 (Ch. 1,  
26 2009–10 3rd Ex. Sess., as revised by Ch. 1, 2009–10  
27 4th Ex. Sess.)
- 28 (6) Item 2660-304-6072, Budget Act of 2009 (Ch. 1,  
29 2009–10 3rd Ex. Sess., as revised by Ch. 1, 2009–10  
30 4th Ex. Sess.)
- 31 (7) Item 2660-104-6072, Budget Act of 2010 (Ch. 712,  
32 Stats. 2010)
- 33 (8) Item 2660-304-6072, Budget Act of 2010 (Ch. 712,  
34 Stats. 2010)
- 35 (9) Item 2660-104-6072, Budget Act of 2011 (Ch. 33,  
36 Stats. 2011)
- 37 (10) Item 2660-304-6072, Budget Act of 2011 (Ch. 33,  
38 Stats. 2011)
- 39

SEC. 21. Item 3360-402 is added to Section 2.00 of the Budget Act of 2013, to read:

3360-402—Notwithstanding Chapter 29 of the 2009–10 Third Extraordinary Session, as amended by Item 3360-401, Budget Act of 2012 (Chs. 21 and 29, Stats. 2012), the \$16,300,000 loan authorized by that chapter shall be fully repaid to the Alternative and Renewable Fuel and Vehicle Technology Fund, upon order of the Director of Finance.

SEC. 22. Item 3360-403 is added to Section 2.00 of the Budget Act of 2013, to read:

3360-403—Notwithstanding Provision 1 of Item 3360-012-3117, Budget Act of 2009 (Ch. 1, 2009–10 3rd Ex. Sess., as revised by Ch. 1, 2009–10 4th Ex. Sess.), as amended by Item 3360-402, Budget Act of 2012 (Chs. 21 and 29, Stats. 2012) the \$8,250,000 loan authorized by that chapter shall be fully repaid to the Alternative and Renewable Fuel and Vehicle Technology Fund, upon order of the Director of Finance.

SEC. 23. Item 3790-001-0392 of Section 2.00 of the Budget Act of 2013 is amended to read:

3790-001-0392—For support of Department of Parks and Recreation, payable from the State Parks and Recreation Fund.....	<del>130,143,000</del>
	120,143,000
Schedule:	
(1) For support of Department of Parks and Recreation.....	376,149,000
	366,149,000
(2) Boating and Waterways.....	25,479,000
(3) Legal Services.....	341,000
(4) Reimbursements.....	–25,015,000
(5) Less funding provided by capital outlay.....	–4,000,000
(6) Amount payable from the General Fund (Item 3790-001-0001).....	–114,052,000

1	(7) Amount payable from the Safe Neigh-	
2	borhood Parks, Clean Water, Clean Air,	
3	and Coastal Protection (Villaraigosa-	
4	Keeley Act) Bond Fund (Item 3790-001-	
5	0005).....	-616,000
6	(8) Amount payable from the Safe Neigh-	
7	borhood Parks, Clean Water, Clean Air,	
8	and Coastal Protection (Villaraigosa-	
9	Keeley Act) Bond Fund (Item 3790-003-	
10	0005).....	-3,115,000
11	(9) Amount payable from the California	
12	Environmental License Plate Fund (Item	
13	3790-001-0140).....	-3,185,000
14	(10) Amount payable from the Public Re-	
15	sources Account, Cigarette and Tobacco	
16	Products Surtax Fund (Item 3790-001-	
17	0235).....	-8,269,000
18	(11) Amount payable from the Off-High-	
19	way Vehicle Trust Fund (Item 3790-	
20	001-0263).....	-59,068,000
21	(12) Amount payable from the Winter	
22	Recreation Fund (Item 3790-001-	
23	0449).....	-347,000
24	(13) Amount payable from the Harbors and	
25	Watercraft Revolving Fund (Item	
26	3790-001-0516).....	-21,291,000
27	(14) Amount payable from the Federal	
28	Trust Fund (Item 3790-001-0890).....	-15,737,000
29	(15) Amount payable from the California	
30	Clean Water, Clean Air, Safe Neighbor-	
31	hood Parks, and Coastal Protection	
32	Fund (Item 3790-001-6029).....	-1,782,000
33	(16) Amount payable from the Water Secu-	
34	rity, Clean Drinking Water, Coastal and	
35	Beach Protection Fund of 2002 (Item	
36	3790-001-6031).....	-371,000

- 1 (17) Amount payable from the Safe Drinking  
2 Water, Water Quality and Supply,  
3 Flood Control, River and Coastal Pro-  
4 tection Fund of 2006 (Item 3790-001-  
5 6051)..... -5,710,000
- 6 (18) Amount payable from the Safe Drinking  
7 Water, Water Quality and Supply,  
8 Flood Control, River and Coastal Pro-  
9 tection Fund of 2006 (Item 3790-003-  
10 6051)..... -9,146,000
- 11 (19) Amount payable from the Disaster Pre-  
12 paredness and Flood Prevention Bond  
13 Fund of 2006 (Item 3790-001-6052).... -122,000
- 14 Provisions:
- 15 1. Of the funds appropriated in this act from the Habitat  
16 Conservation Fund, to the Department of Parks and  
17 Recreation for local assistance grants to local agencies,  
18 the department may allocate an amount not to exceed  
19 3.7 percent of each project's allocation, except to the  
20 extent otherwise restricted by law, to allow the depart-  
21 ment to administer its grants. Those funds shall be  
22 available for encumbrance or expenditure until June  
23 30, 2019.
- 24 2. It is the intent of the Legislature that salaries, wages,  
25 operating expenses, and positions associated with im-  
26 plementing specific Department of Parks and Recre-  
27 ation capital outlay projects continue to be funded  
28 through capital outlay appropriations, and that these  
29 funds should also be reflected in the department's state  
30 operations budget in the Governor's Budget as a spe-  
31 cial item of expense reflecting the funding provided  
32 from the capital outlay appropriations.
- 33 3. Notwithstanding any other provision of law, the Direc-  
34 tor of Finance may authorize a loan from the General  
35 Fund, in an amount not to exceed 35 percent of reim-  
36 bursements appropriated in this item to the Department  
37 of Parks and Recreation, provided that:
- 38 (a) The loan is to meet cash needs resulting from the  
39 delay in receipt of reimbursements for services  
40 provided.

- (b) The loan is for a short term and shall be repaid by September 30, 2014.
- (c) Interest charges may be waived pursuant to subdivision (e) of Section 16314 of the Government Code.
- (d) The Director of Finance may not approve the loan unless the approval is made in writing and filed with the Chairperson of the Joint Legislative Budget Committee and the chairpersons of the committees in each house of the Legislature that consider appropriations not later than 30 days prior to the effective date of the approval, or not later than whatever lesser time prior to that effective date that the chairperson of the joint committee, or his or her designee, may determine.
4. The Department of Parks and Recreation is authorized to enter into a contract for fee collection and other services required by the department with a cooperative association that has and will continue to fund state employees on an ongoing basis.
5. The Department of Parks and Recreation, in consultation with other state and federal agencies participating in the Tijuana River Valley Recovery Team, shall examine options and report back to the Legislature by September 1, 2016, on potential alternative funding sources that might be available to cover ongoing annual costs of maintaining the Goat Canyon sediment basins in Border Fields State Park.

*SEC. 24. Item 3790-101-0858 of Section 2.00 of the Budget Act of 2013 is amended to read:*

3790-101-0858—For local assistance, Department of Parks and Recreation, payable from the Recreational Trails Fund, to be available for expenditure until June 30, 2016.....			4,500,000
			3,419,000
Schedule:			
(1) 80.12—OHV Grants.....			1,350,000
			1,709,000



(2) 80.25—Recreational Grants..... 3,150,000  
1,710,000

Provisions:

1. The funds appropriated in Schedules (1) and (2) are available for expenditure for local assistance or capital outlay.
2. Of the funds appropriated in this item, the Department of Parks and Recreation may allocate, to the maximum extent allowable under federal law, the amount necessary to provide for the department's costs to administer these grants.
3. Grants may be made to nonprofit organizations and governmental entities.
4. Notwithstanding any other provision of law, the Director of Finance may authorize an intraschedule transfer of funds in this item. The intraschedule transfer may occur no sooner than 30 days after written notification is provided to the chairpersons of the fiscal committees in each house of the Legislature and the Chairperson of the Joint Legislative Budget Committee.
- ~~5. The funds appropriated in this item are not available for expenditure until the Secretary of the Business, Transportation and Housing Agency convenes a working group by August 31, 2013, regarding active transportation and until legislation is enacted that creates a new program to promote active transportation. For the purposes of this provision, "active transportation" means human-powered transportation, such as biking and walking, that achieves mobility and safety goals, promotes better health, and helps meet the greenhouse gas reduction targets established by the State Air Resources Board pursuant to Section 65080 of the Government Code. The new program shall promote these goals, as well as improve safety, achieve efficiencies, accelerate and streamline project delivery, and improve project outcomes by consolidating the program funded by this item and several other transportation programs that currently include funding for active transportation.~~

SEC. 25. Item 3900-001-0044 of Section 2.00 of the Budget Act of 2013 is amended to read:

3900-001-0044—For support of State Air Resources Board,	
payable from the Motor Vehicle Account, State Transportation Fund.....	109,791,000
Schedule:	
(1) 15-Mobile Source.....	<del>197,167,000</del>
	221,717,000
(2) 25-Stationary Source.....	45,013,000
(3) 32-Climate Change.....	37,202,000
(4) 30.01-Program Direction and Support....	18,161,000
(5) 30.02-Distributed Program Direction	
and Support.....	-18,161,000
(6) Reimbursements.....	-16,641,000
(7) Amount payable from the Air Pollution	
Control Fund (Item 3900-001-0115)....	-45,988,000
(8) Amount payable from the Vehicle In-	
spection and Repair Fund (Item 3900-	
001-0421).....	-15,435,000
(9) Amount payable from the Air Toxics	
Inventory and Assessment Account	
(Item 3900-001-0434).....	-971,000
(10) Amount payable from the Federal	
Trust Fund (Item 3900-001-0890).....	-16,307,000
(11) Amount payable from the Nontoxic Dry	
Cleaning Incentive Trust Fund (Item	
3900-001-3070).....	-400,000
(12) Amount payable from the Air Quality	
Improvement Fund (Item 3900-001-	
3119).....	<del>-35,528,000</del>
	-60,078,000
(12.5) Amount payable from the Greenhouse	
Gas Reduction Fund (Item 3900-001-	
3228).....	-1,308,000
(13) Amount payable from the Cost of Im-	
plementation Account, Air Pollution	
Control Fund (Item 3900-001-	
3237).....	-33,894,000

(13.5) Amount payable from the Cost of Implementation Account, Air Pollution Control Fund (Item 3900-002- 3237).....	-2,000,000
(14) Amount payable from the California Clean Water, Clean Air, Safe Neighbor- hood Parks, and Coastal Protection Fund (Item 3900-001-6029).....	-419,000
(15) Amount payable from the Highway Safety, Traffic Reduction, Air Quality, and Port Security Fund of 2006 (Item 3900-001-6053).....	-700,000

*SEC. 26. Item 3900-001-3119 of Section 2.00 of the Budget Act of 2013 is amended to read:*

3900-001-3119—For support of State Air Resources Board, for payment to Item 3900-001-0044, payable from the Air Quality Improvement Fund.....	35,528,000 60,078,000
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*SEC. 27. Item 3900-011-3117 is added to Section 2.00 of the Budget Act of 2013, to read:*

3900-011-3117—For transfer by the Controller, upon order of the Director of Finance, from the Alternative and Renew- able Fuel and Vehicle Technology Fund to the Air Quality Improvement Fund .....	(24,550,000)
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*SEC. 28. Item 3930-001-0106 of Section 2.00 of the Budget Act of 2013 is amended to read:*

3930-001-0106—For support of Department of Pesticide Regu- lation, payable from the Department of Pesticide Regulation Fund.....	55,543,000
Schedule:	
(1) 10-Pesticide Programs.....	58,617,000
(2) 20.01-Administration.....	10,875,000
(3) 20.02-Distributed Administration.....	-10,875,000
(4) Reimbursements.....	-600,000

(5) Amount payable from the California  
Environmental License Plate Fund (Item  
3930-001-0140)..... -467,000

(6) Amount payable from the Federal Trust  
Fund (Item 3930-001-0890)..... -2,007,000

Provisions:

1. The amount appropriated in this item includes revenues derived from the assessment of fines and penalties imposed as specified in Section 13332.18 of the Government Code.
2. *Funds in this item may be used to develop risk assessments. The Department of Pesticide Regulation shall conduct a minimum of five risk assessments per year.*

*SEC. 29. Item 5225-006-0001 of Section 2.00 of the Budget Act of 2013 is amended to read:*

5225-006-0001—For support of Department of Corrections and  
Rehabilitation..... 119,323,000

Provisions:

1. (a) ~~The funds appropriated in this item shall be used to pay for not more than the following average daily populations offenders housed in out-of-state correctional facilities for the 2013–14 fiscal year at the following facilities:~~
  - (1) ~~203 inmates at the Red Rock Correctional Center located in Eloy, Arizona.~~
  - (2) ~~3,113 inmates at the La Palma Correctional Center located in Eloy, Arizona.~~
  - (3) ~~1,391 inmates at the Tallahatchie County Correctional Facility located in Tutwiler, Mississippi.~~
  - (4) ~~262 inmates at the North Fork Correctional Facility located in Sayre, Oklahoma.~~
- (b) ~~No other item of appropriation may be used to pay for the costs of the contracts with the entities listed in subdivision (a) for out-of-state housing of state inmates.~~
- (c) ~~The Department of Corrections and Rehabilitation, upon agreement with its current provider of~~

out-of-state beds, and only after notifying the Department of Finance, may allow the service provider to relocate offenders being housed in any of the facilities listed under subdivision (a) to a different facility operated by the same service provider. The average daily population of offenders being housed in out-of-state facilities shall not exceed 4,969 for the 2013-14 fiscal year.

2. Notwithstanding any other provision of law, but subject to providing 30 days' notification to the Joint Legislative Budget Committee, funds appropriated in this item may be transferred to Item 5225-001-0001, Schedules (6) and (8), and to Item 5225-002-0001, Schedules (1) and (2), to cover population-driven costs within the adult institutions.

*SEC. 30. Item 5225-007-0001 of Section 2.00 of the Budget Act of 2013 is amended to read:*

5225-007-0001—For support of Department of Corrections and Rehabilitation..... 36,122,000

Provisions:

1. No other item of appropriation may be used to pay for the costs of contracts with community correctional facilities for in-state housing of state inmates.
2. Notwithstanding any other provision of law, but subject to providing 30 days' notification to the Joint Legislative Budget Committee, funds appropriated in this item may be transferred to Schedules (6) and (8) of Item 5225-001-0001, and to Schedules (1) and (2) of Item 5225-002-0001, to cover population-driven costs within the adult institutions.

*SEC. 31. Item 6110-161-0890 of Section 2.00 of the Budget Act of 2013 is amended to read:*

6110-161-0890—For local assistance, Department of Education, payable from the Federal Trust Fund, Program 10.60-Special Education Programs for Exceptional Children..... ~~1,226,194,000~~  
*1,225,964,000*

Schedule:

- (1) 10.60.050.012-Local Agency Entitlements, IDEA Special Education..... ~~1,037,351,000~~  
*1,037,121,000*
- (2) 10.60.050.013-State Agency Entitlements, IDEA Special Education..... 1,673,000
- (3) 10.60.050.015-IDEA, Local Entitlements, Preschool Program..... 66,364,000
- (4) 10.60.050.021-IDEA, State Level Activities..... 79,445,000
- (5) 10.60.050.030-P.L. 99-457, Preschool Grant Program..... 35,814,000
- (6) 10.60.050.031-IDEA, State Improvement Grant, Special Education..... 2,510,000
- (7) 10.60.050.032-IDEA, Family Empowerment Centers..... 2,937,000
- (8) 20.80.002-Supplemental Grants: New-born Hearing Grant..... 100,000

Provisions:

- 1. The funds appropriated in Schedule (2) shall be distributed to state-operated programs serving disabled children from 3 to 21 years of age, inclusive. In accordance with federal law, the funds appropriated in Schedules (1) and (2) shall be distributed to local and state agencies on the basis of the federal Individuals with Disabilities Education Act (20 U.S.C. Sec. 1400 et seq.) permanent formula.
- 2. Of the funds appropriated in Schedule (4), up to \$300,000 shall be used to develop and test procedures, materials, and training for alternative dispute resolution in special education.
- 3. Of the funds appropriated by Schedule (5) for the Preschool Grant Program, \$1,228,000 shall be used for in-service training and shall include a parent training component and may, in addition, include a

1 staff training program. These funds may be used to  
2 provide training in alternative dispute resolution and  
3 the local mediation of disputes. This program shall  
4 include state-sponsored and local components.

- 5 4. Of the funds appropriated in this item, \$1,420,000 is  
6 available for local assistance grants to monitor local  
7 educational agency compliance with state and federal  
8 laws and regulations governing special education. This  
9 funding level is to be used to continue the facilitated  
10 reviews and, to the extent consistent with State Perfor-  
11 mance Plan/Annual Performance Report Indicators  
12 developed by the State Department of Education, these  
13 activities shall focus on local educational agencies  
14 identified by the United States Department of Educa-  
15 tion's Office of Special Education Programs.

- 16 5. The funds appropriated in Schedule (7) shall be used  
17 for the purposes of Family Empowerment Centers on  
18 Disability pursuant to Chapter 690 of the Statutes of  
19 2001.

- 20 6. Notwithstanding the notification requirements listed  
21 in subdivision (d) of Section 26.00, the Department  
22 of Finance is authorized to approve intraschedule  
23 transfers of funds within this item submitted by the  
24 State Department of Education for the purposes of  
25 ensuring that special education funding provided in  
26 this item is appropriated in accordance with the statu-  
27 tory funding formula required by the federal Individu-  
28 als with Disabilities Education Act (20 U.S.C. Sec.  
29 1400 et seq.) and the special education funding formula  
30 required pursuant to Chapter 7.2 (commencing with  
31 Section 56836) of Part 30 of Division 4 of Title 2 of  
32 the Education Code, without waiting 30 days, but shall  
33 provide a notice to the Legislature each time a transfer  
34 occurs.

- 35 7. Of the funds appropriated in Schedule (4), \$69,000,000  
36 shall be available only for the purpose of providing  
37 educationally related mental health services, including  
38 out-of-home residential services for emotionally dis-  
39 turbed pupils, required by an individualized education  
40 program pursuant to the federal Individuals with Dis-

abilities Education Act (20 U.S.C. Sec. 1400 et seq.) and as described in Section 56363 of the Education Code. The Superintendent of Public Instruction shall allocate these funds to special education local plan areas in the 2013–14 fiscal year based upon an equal rate per pupil using the methodology specified in Section 56836.07 of the Education Code.

8. Of the funds appropriated in Schedule (6), \$2,510,000 is provided for scientifically based professional development as part of the State Personnel Development grant.
9. Of the funds appropriated in Schedule (4), up to \$3,894,000 shall be available for transfer to the state special schools for student transportation allowances.
10. Of the funds appropriated in Schedule (1), \$2,109,000 in one-time federal Individuals with Disabilities Education Act (20 U.S.C. Sec. 1400 et seq.) carryover funds shall be available to support the existing program and to mitigate the impact of the sequester reduction to grants for local educational agencies.
11. Of the funds appropriated in Schedule (4), \$1,800,000 in federal Individuals with Disabilities Education Act (20 U.S.C. Sec. 1400 et seq.) carryover funds shall be available for transfer to backfill a General Fund reduction to state special schools on a one-time basis.
12. Of the funds appropriated in Schedule (5), \$374,000 in one-time federal Individuals with Disabilities Education Act (20 U.S.C. Sec. 1400 et seq.) carryover funds shall be available to support the existing program and to mitigate the impact of the sequester reduction to the Preschool Grant Program.
13. Of the funds appropriated in Schedule (6), \$320,000 in one-time federal Individuals with Disabilities Education Act (20 U.S.C. Sec. 1400 et seq.) carryover funds shall be available to support the State Personnel Development Grant.

*SEC. 32. Item 6110-194-0001 of Section 2.00 of the Budget Act of 2013 is amended to read:*



6110-194-0001—For local assistance, Department of Education,  
for allocation by the Superintendent of Public Instruction  
to school districts, county offices of education, and other  
agencies for child care and development programs included  
in this item, in lieu of the amount that otherwise would be  
appropriated pursuant to any other statute..... ~~746,896,000~~

*732,444,000*

Schedule:

(1.5) 30.10.020-Child Care Services..... ~~1,313,255,000~~

*1,298,803,000*

(a) 30.10.020.001-Spe-  
cial Program, Child  
Development, Gen-  
eral Child Develop-  
ment Programs..... ~~476,938,000~~

(c) 30.10.020.004-Spe-  
cial Program, Child  
Development, Mi-  
grant Day Care..... ~~26,742,000~~

(d) 30.10.020.007-Spe-  
cial Program, Child  
Development, Alter-  
native Payment Pro-  
gram..... ~~178,501,000~~

(e) 30.10.020.011-Spe-  
cial Program, Child  
Development Alter-  
native Payment Pro-  
gram—Stage 2..... ~~357,797,000~~

(f) 30.10.020.012-Spe-  
cial Program, Child  
Development Alter-  
native Payment Pro-  
gram—Stage 3..... ~~197,526,000~~

*183,074,000*

(g) 30.10.020.008-Spe-  
cial Program, Child  
Development, Re-  
source and Refer-  
ral..... ~~18,687,000~~

1	(j) 30.10.020.096-Special	
2	Program, Child Devel-	
3	opment, Allowance for	
4	Handicapped.....	1,457,000
5	(k) 30.10.020.106-Special	
6	Program, Child Devel-	
7	opment, California	
8	Child Care Initia-	
9	tive.....	225,000
10	(l) 30.10.020.901-Spe-	
11	cial Program, Child	
12	Development, Quali-	
13	ty Improvement.....	48,063,000
14	(n) 30.10.020.920-Special	
15	Program, Child Devel-	
16	opment, Local Plan-	
17	ning Councils.....	3,319,000
18	(o) 30.10.020.014-Special	
19	Program, Child Devel-	
20	opment, Accounts	
21	Payable.....	4,000,000
22	(3) Amount payable from the Federal	
23	Trust Fund (Item 6110-194-0890).....	-566,359,000
24	Provisions:	
25	1. Funds in Schedules (1.5)(g), Resource and Referral,	
26	(1.5)(k), California Child Care Initiative, (1.5)(l),	
27	Quality Improvement, and (1.5)(n), Local Planning	
28	Councils, shall be allocated to meet federal require-	
29	ments to improve the quality of child care and shall	
30	be used in accordance with the approved California	
31	state plan for the federal Child Care and Development	
32	Fund. Upon approval of the state plan by the Director	
33	of Finance and no sooner than 30 days after notifica-	
34	tion in writing to the committees of each house of the	
35	Legislature that consider the State Budget, the State	
36	Department of Education may expend these funds for	
37	these purposes.	
38	2. Nonfederal funds appropriated in this item which have	
39	been budgeted to meet the state's Temporary Assis-	
40	tance for Needy Families maintenance-of-effort require-	

1       ment established pursuant to the federal Personal Re-  
2       sponsibility and Work Opportunity Reconciliation Act  
3       of 1996 (P.L. 104-193) may not be expended in any  
4       way that would cause their disqualification as a feder-  
5       ally allowable maintenance-of-effort expenditure.

6       3. Notwithstanding Section 8278.3 of the Education Code  
7       or any other provision of law, up to \$5,000,000 of the  
8       Child Care Facilities Revolving Fund balance may be  
9       allocated for use on a one-time basis for renovations  
10      and repairs to meet health and safety standards, to  
11      comply with the federal Americans with Disabilities  
12      Act of 1990 (42 U.S.C. Sec. 12101 et seq.), and to  
13      perform emergency repairs that were the result of an  
14      unforeseen event and are necessary to maintain contin-  
15      ued normal operation of the child care and develop-  
16      ment program. These funds shall be made available  
17      to school districts and contracting agencies that provide  
18      subsidized center-based services pursuant to the Child  
19      Care and Development Services Act (Chapter 2  
20      (commencing with Section 8200) of Part 6 of Division  
21      1 of Title 1 of the Education Code).

22      4. Notwithstanding any other provision of law, funds in  
23      Schedule (1.5)(o) are available for accounts payable  
24      for alternative payment programs for actual and allow-  
25      able costs incurred for additional services, pursuant  
26      to Section 8222.1 of the Education Code. The State  
27      Department of Education shall give priority for the  
28      allocation of these funds for accounts payable.

29      5. The amounts provided in Schedules (1.5)(a), (1.5)(c),  
30      (1.5)(d), and (1.5)(j) of this item reflect an adjustment  
31      to the base funding of 0.20 percent for an increase in  
32      the population of 0–4 year-olds.

33      6. The maximum standard reimbursement rate shall not  
34      exceed \$34.38 per day for general child care programs.  
35      Furthermore, the migrant child care program shall  
36      adhere to the maximum standard reimbursement rates  
37      as prescribed for the general child care programs. All  
38      other rates and adjustment factors shall conform.

39      7. (a) Alternative payment child care programs shall be  
40      subject to the rate ceilings established in the Re-

1 regional Market Rate Survey of California child  
2 care and development providers for provider  
3 payments. When approved pursuant to Section  
4 8447 of the Education Code, any changes to the  
5 market rate limits, adjustment factors, or regions  
6 shall be utilized by the State Department of Edu-  
7 cation, the California Community Colleges, and  
8 the State Department of Social Services in various  
9 programs under the jurisdiction of these depart-  
10 ments.

11 (b) The funds appropriated in this item for the cost  
12 of licensed child care services provided through  
13 alternative payment or voucher programs, includ-  
14 ing those provided under Article 3 (commencing  
15 with Section 8220) and Article 15.5 (commencing  
16 with Section 8350) of Chapter 2 of Part 6 of Divi-  
17 sion 1 of Title 1 of the Education Code, shall be  
18 used only to reimburse child care costs up to the  
19 85th percentile of the rates charged by providers  
20 offering the same type of child care for the same  
21 age child in that region, based on the 2005 Region-  
22 al Market Rate Survey data.

23 (c) The funds appropriated in this item for the cost  
24 of license-exempt child care services provided  
25 through alternative payment or voucher programs,  
26 including those provided under Article 3 (com-  
27 mencing with Section 8220) and Article 15.5  
28 (commencing with Section 8350) of Chapter 2 of  
29 Part 6 of Division 1 of Title 1 of the Education  
30 Code, shall be used only to reimburse license-ex-  
31 empt child care costs up to 60 percent of the re-  
32 gional reimbursement rate limits established for  
33 family child care homes.

34 8. (a) The State Department of Education (SDE) shall  
35 conduct monthly analyses of CalWORKs Stage  
36 2 and Stage 3 caseloads and expenditures and  
37 adjust agency contract maximum reimbursement  
38 amounts and allocations as necessary to ensure  
39 funds are distributed proportionally to need. The

1 SDE shall share monthly caseload analyses with  
2 the State Department of Social Services (DSS).

- 3 (b) The SDE shall provide quarterly information re-  
4 garding the sufficiency of funding for Stage 2 and  
5 Stage 3 to DSS. The SDE shall provide caseloads,  
6 expenditures, allocations, unit costs, family fees,  
7 and other key variables and assumptions used in  
8 determining the sufficiency of state allocations.  
9 Detailed backup by month and on a county-by-  
10 county basis shall be provided to the DSS at least  
11 on a quarterly basis for comparisons with Stage  
12 1 trends.

- 13 (c) By September 30 and March 30 of each year, the  
14 SDE shall ensure that detailed caseload and expen-  
15 diture data, through the most recent period for  
16 Stage 2 and Stage 3 along with all relevant assump-  
17 tions, is provided to DSS to facilitate budget de-  
18 velopment. The detailed data provided shall in-  
19 clude actual and projected monthly caseload from  
20 Stage 2 scheduled to time off of their transitional  
21 child care benefit from the last actual month re-  
22 ported by agencies through the next two fiscal  
23 years as well as local attrition experience. DSS  
24 shall utilize data provided by the SDE, including  
25 key variables from the prior fiscal year and the  
26 first two months of the current fiscal year, to  
27 provide coordinated estimates in November of  
28 each year for each of the three stages of care for  
29 preparation of the Governor's Budget, and shall  
30 utilize data from at least the first two quarters of  
31 the current fiscal year, and any additional monthly  
32 data as they become available for preparation of  
33 the May Revision. The DSS shall share its assump-  
34 tions and methodology with the SDE in the  
35 preparation of the Governor's Budget.

- 36 (d) The SDE shall coordinate with the DSS to identify  
37 annual general subsidized child care program ex-  
38 penditures for Temporary Assistance for Needy  
39 Families-eligible children. The SDE shall modify

existing reporting forms as necessary to capture this data.

- (e) The SDE shall provide to the DSS, upon request, access to the information and data elements necessary to comply with federal reporting requirements and any other information deemed necessary to improve estimation of child care budgeting needs.

- (f) On or before January 30, 2014, following consultation with the DSS, the SDE shall determine the adequacy of funding appropriated by the Legislature for CalWORKs Stage 2 and Stage 3. If the SDE determines that the Stage 2 appropriation exceeds the current year caseload needs and the Stage 3 appropriation is not sufficient to fully fund its caseload need, then the SDE shall submit a request to the Department of Finance to transfer the excess funds from Schedule (1.5)(e), CalWORKs Stage 2 child care to Schedule (1.5)(f), CalWORKs Stage 3 child care. Notwithstanding Section 26.00 or any other provision of law, the Department of Finance may, at its discretion, approve such a transfer.

- (g) Notwithstanding any other provision of law or any other sections of this act, the Department of Finance may augment the appropriation for CalWORKs Stage 3 if the estimate of expenditures, as determined by the SDE, following consultation with the DSS, will exceed the expenditures authorized in Schedule (1.5)(f). The Department of Finance shall report any augmentation pursuant to this paragraph to the Joint Legislative Budget Committee. At the time the report is made, the amount of the appropriation made in Schedule (1.5)(f) shall be increased by the amount of the augmentation.

- (h) The Director of Finance may, pursuant to Provisions 8(f) and 8(g), authorize the augmentation of the amount available for expenditure in Schedule (1.5)(f) by making a transfer from

Schedule (1.5)(e). An augmentation may be authorized not sooner than 30 days after notification in writing of the necessity to exceed the limitations is provided to the Joint Legislative Budget Committee, or whatever lesser time the chairperson of the joint committee may determine. Any request made by the SDE to augment the CalWORKs Stage 3 appropriation shall be approved only in order to cover increases in costs that are consistent with assumptions of this act. This provision shall not be construed to treat Stage 3 as an entitlement.

9. Notwithstanding any other provision of law, the funds in Schedule (1.5)(f) are reserved exclusively for continuing child care for the following: (a) former CalWORKs families who are working, have left cash aid, and have exhausted their two-year eligibility for transitional services in either Stage 1 or 2 pursuant to subdivision (c) of Section 8351 or Section 8353 of the Education Code, respectively, but still meet eligibility requirements for receipt of subsidized child care services, and (b) families who received lump-sum diversion payments or diversion services under Section 11266.5 of the Welfare and Institutions Code and have spent two years in Stage 2 off of cash aid, but still meet eligibility requirements for receipt of subsidized child care services.
10. Notwithstanding any other provision of law, each local planning council receiving funds appropriated in Schedule (1.5)(n) shall meet the requirements of Section 8499.5 of the Education Code to the extent feasible and to the extent data is readily accessible.
11. Notwithstanding any other provision of law, the implementation of Provision 13 is not subject to the appeal and resolution procedures for agencies that contract with the State Department of Education for the provision of child care services or the due process requirements afforded to families that are denied services specified in Chapter 19 (commencing with Section 18000) of Division 1 of Title 5 of the California Code of Regulations.

12. Notwithstanding the rulemaking provisions of the Administrative Procedure Act (Chapter 3.5 (commencing with Section 11340) of Part 1 of Division 3 of Title 2 of the Government Code), the State Department of Education may implement Provision 13 through management bulletins or similar instructions.
13. Notwithstanding any other provision of law, families shall be disenrolled from subsidized child care services consistent with the priorities for services specified in subdivision (b) of Section 8263 of the Education Code. Families shall be disenrolled in the following order: (a) families with the highest income below 70 percent of the State Median Income (SMI) adjusted for family size, (b) of families with the same income level, those that have been receiving child care services for the longest period of time, (c) of families with the same income level, those that have a child with exceptional needs, and (d) families with children who are receiving child protective services or are at risk of being neglected or abused, regardless of family income.

*SEC. 33. Item 6110-295-0001 of Section 2.00 of the Budget Act of 2013 is amended to read:*

- 6110-295-0001—For local assistance, Department of Education (Proposition 98), for reimbursement, in accordance with the provisions of Section 6 of Article XIII B of the California Constitution or Section 17561 of the Government Code, of the cost of any new program or increased level of service of an existing program mandated by statute or executive order, for disbursement by the Controller for claims for costs incurred during the 2011–12 fiscal year..... 41,000
- Schedule:
- (1) 98.01.003.677-Consolidation of Annual Parent Notification/Schoolsite Discipline Rules/Alternative Schools (Ch. 36, Stats. 1977, et al.) (CSM 4445, 4453, 4461, 4462, 4474, 4488, 97-TC-24, 99-TC-09, 00-TC-12)..... 1,000



1	(2) 98.01.003.999-Academic Performance	
2	Index (Ch. 3, Stats. 1999, 1st Ex. Sess.)	
3	(01-TC-22).....	1,000
4	(3) 98.01.009.894-Caregiver Affidavits to	
5	Establish Residence for School Atten-	
6	dance (Ch. 98, Stats. 1994) (CSM	
7	4497).....	1,000
8	(4) 98.01.048.675-Mandate Reimbursement	
9	Process I and II (Ch. 486, Stats. 1975)	
10	(CSM 4485).....	1,000
11	(5) 98.01.049.802-Notification of Truancy	
12	(Ch. 498, Stats. 1983) (CSM 4133).....	1,000
13	(6) 98.01.049.803-Pupil Suspensions, Expul-	
14	sions, and Expulsion Appeals (Ch. 498,	
15	Stats. 1983, et al.) (CSM 4455, 4456,	
16	and 4463).....	1,000
17	(7) 98.01.078.192-Charter Schools I, II, and	
18	III (Ch. 781, Stats. 1992) (CSM 4437 et	
19	al., 99-TC-03/99-TC-14).....	1,000
20	(8) 98.01.081.891-AIDS Instruction and	
21	AIDS Prevention Instruction (Ch. 818,	
22	Stats. 1991; Ch. 403, Stats. 1998) (CSM	
23	4422; 99-TC-07, 00-TC-01).....	1,000
24	(9) 98.01.096.175-Collective Bargaining	
25	and Collective Bargaining Agreement	
26	Disclosure (Ch. 961, Stats. 1975) (CSM	
27	4425, 97-TC-08).....	1,000
28	(10) 98.01.096.577-Pupil Health Screenings	
29	(Ch. 1208, Stats. 1976) (CSM 4440)....	1,000
30	(11) 98.01.097.595-Physical Performance	
31	Tests (Ch. 975, Stats. 1995) (96-365-	
32	01).....	1,000
33	(12) 98.01.101.184-Juvenile Court Notices	
34	II (Ch. 1011, Stats. 1984; Ch. 1423,	
35	Stats. 1984) (CSM 4475).....	1,000
36	(13) 98.01.111.789-Consolidation of Law	
37	Enforcement Agency Notifications	
38	(LEAN) and Missing Children Reports	
39	(MCR) (Ch. 1117, Stats. 1989) (CSM	
40	4505, 4505-2).....	1,000

1	(14) 98.01.117.677-Immunization Records	
2	(Ch. 1176, Stats. 1977) (SB 90-120)....	1,000
3	(15) 98.01.118.475-Habitual Truant (Ch.	
4	1184, Stats. 1975) (CSM 4487, 4487-	
5	A).....	1,000
6	(16) 98.01.130.689-Consolidation of Notifi-	
7	cation to Teachers: Pupils Subject to	
8	Suspension or Expulsion I and II, and	
9	Pupil Discipline Records (Ch. 1306,	
10	Stats. 1989) (CSM 4452).....	1,000
11	(17) 98.01.058.897-Criminal Background	
12	Checks I (Ch. 558, Stats. 1997) (97-TC-	
13	16).....	1,000
14	(18) 98.01.064.186-Open Meetings/Brown	
15	Act Reform (Ch. 641, Stats. 1986)	
16	(CSM 4257).....	1,000
17	(19) 98.01.361.977-Financial and Compli-	
18	ance Audits (Ch. 36, Stats. 1977) (CSM	
19	4498, 4498-A).....	1,000
20	(20) 98.01.091.787-County Office of Educa-	
21	tion Fiscal Accountability Reporting	
22	(Ch. 917, Stats. 1987, et al.) (97-TC-	
23	20).....	1,000
24	(21) 98.01.010.081-School District Fiscal	
25	Accountability Reporting and Employee	
26	Benefits Disclosure (Consolidation)	
27	(Ch. 100, Stats. 1981) (97-TC-19).....	1,000
28	(22) 98.01.073.697-Comprehensive School	
29	Safety Plans I and II (Ch. 736, Stats.	
30	1997) (98-TC-01, 99-TC-10).....	1,000
31	(23) 98.01.032.578-Immunization Records—	
32	Hepatitis B (Ch. 325, Stats. 1978; Ch.	
33	435, Stats. 1979) (98-TC-05).....	1,000
34	(24) 98.01.119.280-School District Reorga-	
35	nization (Ch. 1192, Stats. 1980; Ch.	
36	1186, Stats. 1994) (98-TC-24).....	1,000
37	(25) 98.01.059.498-Criminal Background	
38	Checks II (Ch. 594, Stats. 1998, Ch.	
39	840, Stats. 1998, Ch. 78, Stats. 1999)	
40	(00-TC-05).....	1,000

1	(26) 98.01.074.398-Pupil Promotion and	
2	Retention (Ch. 100, Stats. 1981, et al.)	
3	(98-TC-19).....	1,000
4	(27) 98.01.030.098-Differential Pay and	
5	Reemployment (Ch. 30, Stats. 1998)	
6	(99-TC-02).....	1,000
7	(28) 98.01.007.778-Absentee Ballots (Ch.	
8	77, Stats. 1978; Ch. 1032, Stats. 2002)	
9	(02-PGA-02).....	1,000
10	(29) 98.01.089.300-Agency Fee Arrange-	
11	ments (Ch. 893, Stats. 2000; Ch. 805,	
12	Stats. 2001) (00-TC-17 and 01-TC-	
13	14).....	1,000
14	(30) 98.01.498.083-The Stull Act (Ch. 498,	
15	Stats. 1983; Ch. 4, Stats. 1999) (98-TC-	
16	25).....	1,000
17	(31) 98.01.124.992-Threats Against Peace	
18	Officers (Ch. 1249, Stats. 1992 et	
19	al.).....	1,000
20	(32) 98.01.060.394-California State Teach-	
21	ers' Retirement System Service Credit	
22	(Ch. 603, Stats. 1994 et al.) (02-TC-	
23	19).....	1,000
24	(33) 98.01.498.830-Pupil Safety Notices	
25	(Ch. 498, Stats. 1983 et al.) (02-TC-	
26	13).....	1,000
27	(34) 98.01.146.389-School Accountability	
28	Report Cards (Ch. 912, Stats. 1997 et	
29	al.) (00-TC-09/00-TC-13; 02-TC-32)....	1,000
30	(35) 98.01.124.978-Prevailing Wage Rate	
31	(Ch. 1249, Stats. 1978) (01-TC-28).....	1,000
32	(36) 98.01.016.193-Intradistrict Attendance	
33	(Ch. 161, Stats. 1993) (CSM 4454).....	1,000
34	(37) 98.01.013.599-High School Exit Exam-	
35	ination (Ch. 135, Stats. 1999) (00-TC-	
36	06).....	1,000
37	(38) 98.01.064.087-Child Abuse and Neglect	
38	Reporting (Ch. <del>64</del> , 640, Stats. 1987)	
39	(01-TC-21).....	1,000

1	(39) 98.01.125.375-Expulsion of Pupils:	
2	Transcript Cost for Appeals (Ch. 1253,	
3	Stats. 1975).....	1,000
4	(40) 98.01.017.201-Interdistrict Attendance	
5	Permits (Ch. 172, Stats. 1986, et al.)....	1,000
6	(41) 98.01.097.295-Pupil Expulsions II,	
7	Pupil Suspensions II, and Educational	
8	Services Plan for Expelled Pupils (Chs.	
9	972 and 974, Stats. 1995, et al.).....	1,000
10	Provisions:	
11	1. If the amount appropriated in this item is less than the	
12	amount required to fund eligible claims, the Controller	
13	shall prorate the payments accordingly.	

14  
15 *SEC. 34. Item 6110-404 is added to Section 2.00 of the Budget*  
16 *Act of 2013, to read:*

17  
18 *6110-404—The balances for the following items shall be trans-*  
19 *ferred to the California School Finance Authority .....*  
20 *0001—General Fund*  
21 *(1) The amounts from Item 6110-220-0001, Budget Act*  
22 *of 2011 (Ch. 33, Stats. 2011), and Item 6110-220-0001,*  
23 *Budget Act of 2012 (Chs. 21 and 29, Stats. 2012), shall*  
24 *be transferred to the California School Finance Au-*  
25 *thority, as of June 30, 2013, to carry out the liquida-*  
26 *tion of those appropriations consistent with the Char-*  
27 *ter School Facility Grant Program pursuant to Section*  
28 *47614.5 the Education Code.*

29  
30 *SEC. 35. Item 6870-001-0001 of Section 2.00 of the Budget*  
31 *Act of 2013 is amended to read:*

32		
33	6870-001-0001—For support of Board of Governors of the	
34	California Community Colleges.....	9,915,000
35		10,337,000
36	Schedule:	
37	(1) 10-Appportionments.....	1,460,000
38	(2) 20-Special Services and Operations.....	17,197,000
39		17,619,000
40	(3) 30.01-Administration.....	5,882,000

- 1 (4) 30.02-Administration—Distributed..... -5,882,000
- 2 (5) Reimbursements..... -8,742,000
- 3 Provisions:
- 4 1. Funds appropriated in this item may be expended or
- 5 encumbered to make one or more payments under a
- 6 personal services contract of a visiting educator pur-
- 7 suant to Section 19050.8 of the Government Code, a
- 8 long-term special consultant services contract, or an
- 9 employment contract between an entity that is not a
- 10 state agency and a person who is under the direct or
- 11 daily supervision of a state agency, only if all of the
- 12 following conditions are met:
- 13 (a) The person providing service under the contract
- 14 provides full financial disclosure to the Fair Polit-
- 15 ical Practices Commission in accordance with the
- 16 rules and regulations of the Commission.
- 17 (b) The service provided under the contract does not
- 18 result in the displacement of any represented civil
- 19 service employee.
- 20 (c) The rate of compensation for salary and health
- 21 benefits for the person providing service under
- 22 the contract does not exceed by more than 10
- 23 percent the current rate of compensation for salary
- 24 and health benefits determined by the Department
- 25 of Human Resources for civil service personnel
- 26 in a comparable position. The payment of any
- 27 other compensation or any reimbursement for
- 28 travel or per diem expenses shall be in accordance
- 29 with the State Administrative Manual and the
- 30 rules and regulations of the Department of Human
- 31 Resources.
- 32 3. The funds appropriated in Schedules (2) and (5) reflect
- 33 an interagency agreement with the California Emer-
- 34 gency Management Agency for \$400,000 in reimburse-
- 35 ments to conduct emergency planning and prepared-
- 36 ness training for community college districts.
- 37 4. Of the funds appropriated in Schedule (2), \$237,000
- 38 reflects an interagency agreement with the California
- 39 Energy Commissioner to support the Transportation
- 40 Technologies and Energy Program.

SEC. 36. Item 6870-001-6049 is added to Section 2.00 of the Budget Act of 2013, to read:

6870-001-6049—For support of Board of Governors of the California Community Colleges, Program 20.40.010-Facilities Planning, payable from the 2006 California Community College Capital Outlay Bond Fund ..... 136,000  
Provisions:

1. The funds in this item are for the purpose of reimbursing the Office of State Audits and Evaluations for the costs of auditing Proposition 1D General Obligation bond funded projects.

SEC. 37. Item 6870-101-0001 of Section 2.00 of the Budget Act of 2013 is amended to read:

6870-101-0001—For local assistance, Board of Governors of the California Community Colleges (Proposition 98)..... 2234,639,000

Schedule:

(1)	10.10.010-Appportionments.....	1,560,973,000
(2)	20-Special Services.....	0
(3)	10.10.020-Apprenticeship.....	7,174,000
(3.5)	10.10.021-Apprenticeship Training and Instruction.....	15,694,000
(4)	10.10.030-Growth for Appportionments.....	89,421,000
(5)	20.10.004-Student Success for Basic Skills Students.....	20,037,000
(6)	20.10.005-Student Financial Aid Administration.....	67,537,000
(7)	20.10.020-Disabled Students.....	84,223,000
(8)	20.10.045-Special Services for CalWORKs Recipients.....	34,545,000
(9)	20.10.060-Foster Care Education Program.....	5,254,000
(10)	20.10.070-Matriculation.....	99,183,000

1	(11) 20.20.020-Academic Senate	
2	for the Community	
3	Colleges.....	468,000
4	(12) 20.20.041-Equal Employment	
5	Opportunity pursuant to Ch.	
6	1169, Stats. 2002.....	767,000
7	(13) 20.20.050-Part-time Faculty	
8	Health Insurance.....	490,000
9	(14) 20.20.051-Part-time Faculty	
10	Compensation.....	24,907,000
11	(15) 20.20.055-Part-time Faculty	
12	Office Hours.....	3,514,000
13	(16) 20.30.011-Telecommunications	
14	and Technology Services.....	15,790,000
15	(17) 20.30.050-Economic	
16	Development.....	22,929,000
17	(18) 20.30.070-Transfer Education	
18	and Articulation.....	698,000
19	(19) 20.40.026-Physical Plant and	
20	Instructional Support.....	30,000,000
21	(20) 20.10.010-Extended	
22	Opportunity Programs and	
23	Services and Special	
24	Services.....	88,605,000
25	(21) 20.30.045-Fund for Student	
26	Success.....	3,792,000
27	(22) 20.70.010-Career Technical	
28	Education.....	0
29	(23) 20.80.010-Campus Child Care	
30	Tax Bailout.....	3,350,000
31	(24) 20.95.010-Nursing Program	
32	Support.....	13,378,000
33	(25) 10.10.025-Adult Education...	25,000,000
34	(26) 10.10.050-Expanding the	
35	Delivery of Courses through	
36	Technology.....	16,910,000
37	Provisions:	
38	1. The funds appropriated in this item are for transfer by the	
39	Controller during the 2013–14 fiscal year to Section B of	
40	the State School Fund.	

- 1     3.   The funds appropriated in Schedule (1) for apportionments  
2       include \$31,409,000 to encourage district-level  
3       accountability efforts pursuant to Section 84754.5 of the  
4       Education Code. It is intended that the Office of the  
5       Chancellor of the California Community Colleges submit  
6       an annual report on district-specific accountability  
7       measures by March 31 of each year. This report shall  
8       reflect the outcomes from the most recently completed  
9       fiscal year for which data is available pursuant to Section  
10      84754.5 of the Education Code.
- 11    13.   Notwithstanding any other provision of law, apportionment  
12       funding for community college districts shall be based on  
13       the greater of the current year or prior year level of  
14       full-time equivalent students (FTES), consistent with K–12  
15       declining enrollment practices pursuant to Section 42238.5  
16       of the Education Code. Decreases in FTES shall result in  
17       a revenue reduction at the district’s average level of  
18       apportionment funding per FTES and shall be made in the  
19       year following the initial year of decrease in FTES.
- 20    14.   Of the funds appropriated in Schedule (1),  
21       Apportionments:
  - 22       (a)   Up to \$100,000 is for a maintenance allowance,  
23           pursuant to Section 54200 of Title 5 of the  
24           California Code of Regulations.
  - 25       (b)   Up to \$500,000 is to reimburse colleges for the  
26           costs of federal aid repayments related to assessed  
27           fees for fee waiver recipients. This reimbursement  
28           only applies to students who completely withdraw  
29           from college before the census date pursuant to  
30           Section 58508 of Title 5 of the California Code  
31           of Regulations.
- 32    15.   Notwithstanding any other provision of law, the Chancellor  
33       of the California Community Colleges shall not reduce  
34       district workload obligations for a lack of a funded  
35       cost-of-living adjustment.
- 36    16.   (a)   The amount appropriated in Schedule (3) for the  
37       Apprenticeship Program shall be available as  
38       necessary upon certification by the Chancellor of  
39       the California Community Colleges for the  
40       purpose of funding community college-related and



supplemental instruction pursuant to Section 3074 of the Labor Code, as provided in ~~Section 8152 Article 3 (commencing with Section 79140) of Chapter 9 of Part 48 of Division 7 of Title 3~~ of the Education Code. No community college district shall use funds available under this provision to offer any new apprenticeship training program or the expansion of any existing program unless the new program or expansion has been approved by the chancellor.

(b) ~~Notwithstanding—Section—8152 Article 3 (commencing with Section 79140) of Chapter 9 of Part 48 of Division 7 of Title 3~~ of the Education Code, each 60-minute hour of teaching time devoted to each indentured apprentice enrolled in and attending classes of related and supplemental instruction as provided under Section 3074 of the Labor Code shall be reimbursed at the rate of \$5.04 per hour. For purposes of this provision, each hour of teaching time may include up to 10 minutes for passing time and breaks.

17. Funds appropriated in Schedule (4), Growth for Apportionments, shall be available first to any districts bringing online newly accredited colleges or educational centers. It is the intent of the Legislature that increases in basic foundation allocations to each college be funded prior to additional growth in full-time equivalent students. The Chancellor of the California Community Colleges shall provide a report by November 1 of each year, to the Department of Finance and the Legislative Analyst, on the number of new centers and colleges added for the current fiscal year and those anticipated to be added for the prospective budget year. This report shall also detail the specific funding adjustments provided for basic foundation allocations to each college and center for the current fiscal year.

18. Notwithstanding any other provision of law, funds appropriated in Schedule (4), Growth for Apportionments, shall only be allocated for growth in full-time equivalent students (FTES), on a district-by-district basis, as

determined by the Chancellor of the California Community Colleges. The chancellor shall not include any FTES from concurrent enrollment in physical education, dance, recreation, study skills, and personal development courses and other courses in conflict with existing law for the purpose of calculating a district's three-year overcap adjustment. The Board of Governors of the California Community Colleges shall implement the criteria required by subdivision (a) of Provision 5 of Item 6870-101-0001 of the Budget Act of 2003 (Ch. 157, Stats. 2003) for the allocation of funds appropriated in Schedules (1) and (3) of this item, so as to ensure that courses related to student needs for transfer, basic skills, and vocational/workforce training are accorded the highest priority and are provided to the maximum extent possible within budgeted funds.

19. The funds appropriated in Schedule (5), Student Success for Basic Skills Students, shall be allocated as follows:

- (a) \$969,000 for faculty and staff development to improve curriculum, instruction, student services, and program practices in the areas of basic skills and English as a Second Language (ESL) programs. The Office of the Chancellor of the California Community Colleges shall select a district, utilizing a competitive process, to carry out these faculty and staff development activities. All colleges receiving funds pursuant to subdivision (b) shall be provided with the opportunity to participate in the faculty and staff development programs specified in this subdivision. The chancellor shall report on the use of these funds by the selected district to the Legislative Analyst and the Department of Finance not later than September 1 of each year.
- (b) \$19,068,000 for allocation by the chancellor to community college districts for improving outcomes of students who enter college needing at least one course in ESL or basic skills, with particular emphasis on students transitioning from high school.

- (c) Funding specified in subdivisions (a) and (b) shall be distributed to eligible applicants pursuant to Chapter 489 of the Statutes of 2007.
- (d) The Office of the Chancellor of the California Community Colleges shall work jointly with the Department of Finance and the Legislative Analyst to evaluate and refine, as necessary, the annual accountability measures for this program. It is the intent of the Legislature that annual performance accountability measures for this program utilize, to the extent possible, data available as part of the accountability system developed pursuant to Section 84754.5 of the Education Code. By September 1, 2010, the chancellor shall submit a report to the Governor and the Legislature on basic skills accountability using system- and college-level data and an annual report each year thereafter by September 1.
20. (a) Of the funds appropriated in Schedule (6) for Student Financial Aid Administration, not less than \$15,185,000 is available to provide \$0.91 per unit reimbursement to community college districts for the provision of board of governors (BOG) fee waiver awards pursuant to paragraph (2) of subdivision (m) of Section 76300 of the Education Code.
- (b) Of the funds appropriated in Schedule (6), not less than \$15,351,000 is available to provide reimbursement of 2 percent of total waiver value to community college districts for the provision of BOG fee waiver awards pursuant to paragraph (2) of subdivision (m) of Section 76300 of the Education Code.
- (c) Funding provided to community college districts in subdivisions (a) and (b) is provided to directly offset any mandated costs claimed by community college districts pursuant to Commission on State Mandates Test Claims 99-TC-13 (Enrollment Fee Collection) and 00-TC-15 (Enrollment Fee Waivers).

- 1 (d) (1) Of the amount appropriated in Schedule  
2 (6), \$2,800,000 shall be for a contract with  
3 a community college district to conduct a  
4 statewide media campaign to promote the  
5 general message to prospective students as  
6 follows: (A) the California Community  
7 Colleges (CCC) remain affordable, (B)  
8 financial aid tax credits are available to  
9 cover enrollment fees and help with books  
10 and other costs, and (C) the active  
11 encouragement of contact between pupils  
12 and local CCC financial aid offices. Any  
13 funds used from this source to produce  
14 radio, television, or mail campaigns must  
15 emphasize the availability of financial aid,  
16 the easiest and most reliable method of  
17 accessing the aid, a contact telephone  
18 number, an Internet Web site address,  
19 where applicable, and the physical location  
20 of a financial aid office. Any mail  
21 campaign must give priority to existing  
22 pupils, recent high school graduates, and  
23 12th graders. The outreach and information  
24 campaign should target its efforts in high  
25 schools, welfare offices, unemployment  
26 offices, churches, community centers, and  
27 any other location that will most effectively  
28 reach low-income and disadvantaged  
29 students who must overcome barriers in  
30 accessing postsecondary education. The  
31 community college district awarded the  
32 contract shall consult with the Chancellor  
33 of the California Community Colleges and  
34 the Student Aid Commission prior to  
35 performing any activities to ensure  
36 appropriate coordination with any other  
37 state efforts in this area and ensure  
38 compliance with this provision.
- 39 (2) Of the amount appropriated in Schedule  
40 (6), not more than \$34,200,000 shall be for

1 direct contact with potential and current  
2 financial aid applicants. Each CCC campus  
3 shall receive a minimum allocation of  
4 \$50,000. The remainder of the funding  
5 shall be allocated to campuses based upon  
6 a formula reflecting full-time equivalent  
7 students (FTES) weighted by a measure of  
8 low-income populations demonstrated by  
9 BOG fee waiver program participation  
10 within a district. It is the intent of the  
11 Legislature, to the extent that funds are  
12 provided in this item, that all campuses  
13 provide additional staff resources to  
14 increase both financial aid participation  
15 and student access to low-income and  
16 disadvantaged students who must  
17 overcome barriers in accessing  
18 postsecondary education. Funds may be  
19 used for screening current students for  
20 possible financial aid eligibility and  
21 offering personal assistance to these  
22 students in accessing financial aid,  
23 providing individual help in multiple  
24 languages for families and students in  
25 filling out the necessary paperwork to  
26 apply for financial aid, and increasing  
27 financial aid staff to process additional  
28 financial aid forms.

29 (3) Funding provided to community college  
30 districts in paragraph (2) is provided to  
31 offset any mandated costs claimed by  
32 community college districts pursuant to the  
33 Commission on State Mandates Test  
34 Claims 02-TC-28 (Cal Grants) and  
35 02-TC-21 (Tuition Fee Waivers).

36 (4) Funds allocated to a community college  
37 district for financial aid personnel, outreach  
38 determination of financial need, and  
39 delivery of student financial aid services  
40 shall supplement, and shall not supplant,

the level of funds allocated for the administration of student financial aid programs during the 2001–02 or 2006–07 fiscal year, whichever is greater.

(5) It is the intent of the Legislature that the Office of the Chancellor of the California Community Colleges provide the Legislature with a report not later than April 1 of each year on the use of the funds allocated pursuant to paragraphs (1) and (2), including the distribution of the funds, specific uses of the funds, strategies employed to reach low-income and disadvantaged students potentially eligible for financial aid, and the extent to which districts were successful in increasing the number of students accessing financial aid, particularly the maximum Pell Grant award.

(6) It is the intent of the Legislature that the chancellor report by May 15 of each year, in the manner and using the factors set forth in paragraph (5) of subdivision (c) of Provision 11 of Item 6870-101-0001 of the Budget Act of 2007 (Chs. 171 and 172, Stats. 2007), on the impact of outreach efforts on student headcount and FTES enrollment for the 2009–10 and 2010–11 academic years.

(e) Notwithstanding subdivision (m) of Section 76300 of the Education Code or any other provision of law, the amount of funds appropriated for the purpose of administering fee waivers for the 2013–14 fiscal year shall be determined in this act.

21. (a) The funds appropriated in Schedule (7) for the Disabled Students Program are for assisting districts in funding the excess direct instructional cost of providing special support services or instruction, or both, to disabled students enrolled

1 at community colleges, and for state hospital  
2 programs, as mandated by federal law.

3 (b) Of the amount appropriated in Schedule (7), no  
4 less than \$3,166,000 shall be used to address  
5 deficiencies identified by the federal Office for  
6 Civil Rights (OCR), as determined by the Office  
7 of the Chancellor of the California Community  
8 Colleges.

9 (c) Of the amount appropriated in Schedule (7), at  
10 least \$757,000 shall be used for support of the  
11 High Tech Centers for activities including, but not  
12 limited to, training of district employees, staff,  
13 and students in the use of specialized computer  
14 equipment for the disabled. All High Tech Centers  
15 shall meet standards developed by the Office of  
16 the Chancellor. Colleges that receive these  
17 augmentations shall not supplant existing  
18 resources provided to the centers.

19 (d) Notwithstanding any other provision of law, of  
20 the funds appropriated in Schedule (7), \$1,000,000  
21 shall be for state hospital adult education programs  
22 at the hospitals served by the Coast and Kern  
23 Community College Districts since the 1986–87  
24 fiscal year. If adult education services at any of  
25 the two hospitals are not supported by the  
26 community colleges in any portion of the 2013–14  
27 fiscal year, remaining funds shall, upon order of  
28 the Department of Finance, after 30 days' notice  
29 to the Chairperson of the Joint Legislative Budget  
30 Committee, be transferred to the State Department  
31 of Developmental Services (DDS). For any  
32 transfer of funds to DDS during the 2013–14 fiscal  
33 year, the Proposition 98 base funding levels for  
34 community colleges and DDS shall be adjusted  
35 accordingly.

36 (e) Of the funds appropriated in Schedule (7) for the  
37 Disabled Student Services, no less than \$7,704,000  
38 shall be allocated to support high-cost sign  
39 language interpreter services and real-time  
40 captioning equipment or other communication

- 1 accommodations for hearing-impaired students  
2 based on a 4-to-1 state-to-local district match.
- 3 22. The funds appropriated in Schedule (8), Special Services  
4 for CalWORKs Recipients, are for the purpose of assisting  
5 welfare recipient students and those in transition off of  
6 welfare to achieve long-term self-sufficiency through  
7 coordinated student services offered at community  
8 colleges, including workstudy, other educational related  
9 work experience, job placement services, child care  
10 services, and coordination with county welfare offices to  
11 determine eligibility and availability of services. All  
12 services funded in Schedule (8) shall be for current  
13 CalWORKs recipients or prior CalWORKs recipients who  
14 are in transition off of cash assistance for no more than  
15 two years. Current cash-assistance recipients may utilize  
16 these services until their initial educational objectives are  
17 met. Former recipients in transition off of cash assistance  
18 may utilize these services for a period of up to two years  
19 after leaving cash assistance subject to the conditions of  
20 this provision. These funds shall be used to supplement  
21 and not supplant existing funds and services provided for  
22 CalWORKs recipients attending community colleges. The  
23 Chancellor of the California Community Colleges shall  
24 develop an equitable method for allocating funds to all  
25 districts and colleges based on the relative numbers of  
26 CalWORKs recipients in attendance and shall allocate  
27 funds for the following purposes:
- 28 (a) Job placement.
  - 29 (b) Coordination with county welfare offices and other  
30 local agencies, including local workforce  
31 investment boards.
  - 32 (c) Curriculum development and redesign.
  - 33 (d) Child care and workstudy.
  - 34 (e) Instruction.
  - 35 (f) Postemployment skills training and related skills.
  - 36 (g) Campus-based case management, limited to  
37 on-campus assistance and services not provided  
38 by county case workers that do not supplant other  
39 counseling and academic support services funded



1 through existing California Community Colleges  
2 categorical programs.

3 Of the amount appropriated in Schedule (8), \$9,188,000  
4 is for child care and does not require a district match. For  
5 the remaining funds, districts shall, as a condition of  
6 receipt of these funds, provide a \$1 match for every \$1  
7 provided by the state.

8 Funds utilized for subsidized child care shall be for  
9 children of CalWORKs recipients through campus-based  
10 centers or parental choice vouchers at rates and with rules  
11 consistent with those applied to related programs operated  
12 by the State Department of Education in the 2013–14 fiscal  
13 year, including eligibility, reimbursement rates, and  
14 parental contribution schedules. Subsidized campus child  
15 care for CalWORKs recipients may be provided during  
16 the period they are engaged in qualifying state and federal  
17 work activities through attainment of their initial education  
18 and training plan and for up to three months thereafter or  
19 until the end of the academic year, whichever period of  
20 time is greater.

21 Funds utilized for workstudy shall be used solely for  
22 payments to employers that currently participate in  
23 campus-based workstudy programs or are providing work  
24 experiences that are directly related to and in furtherance  
25 of student educational programs and work participation  
26 requirements, provided that those payments may not  
27 exceed 75 percent of the wage for the workstudy positions,  
28 and the employers shall pay at least 25 percent of the wage  
29 for the workstudy positions. These funds may be expended  
30 only if the total hours of education, employment, and  
31 workstudy for the student are sufficient to meet ~~both~~ state  
32 ~~and~~ or federal minimum requirements for qualifying  
33 work-related activities.

34 Funds may be used to provide credit or noncredit classes  
35 for CalWORKs students if a district has committed all of  
36 its funded full-time equivalent students (FTES) and is  
37 unable to offer the additional instructional services to meet  
38 the demand for CalWORKs students. This determination  
39 shall be based on fall enrollment information. Districts  
40 shall submit applications to the office of the chancellor

1 by December 1 of each year. If the chancellor approves  
2 the use of funds for direct instructional workload, the  
3 Office of the Chancellor shall submit a report to the  
4 Department of Finance and the Joint Legislative Budget  
5 Committee by February 15 of each year that (a) identifies  
6 the enrollment of new CalWORKs students, (b) states  
7 whether and why additional classes were needed to  
8 accommodate the needs of CalWORKs students, and (c)  
9 sets forth an expenditure plan for the balance of funds.

10 As a condition of receipt of the funds appropriated in  
11 Schedule (8), by the fourth week following the end of the  
12 semester or quarter term commencing in January 2014,  
13 participating community districts and colleges shall submit  
14 to the office of the chancellor a report, in the format  
15 specified by the chancellor in consultation with the State  
16 Department of Social Services, that includes, but is not  
17 limited to, the funded components, the number of hours  
18 of child care provided, the average monthly enrollment  
19 of CalWORKs dependents served in child care, the number  
20 of workstudy hours provided, the hourly salaries and type  
21 of jobs, the number of students being case managed, the  
22 short-term programs available, the student participation  
23 rates, and other outcome data. It is intended that, to the  
24 extent practicable, reporting from colleges utilize data  
25 gathered for federal reporting requirements at the state  
26 and local level. Further, it is intended that the office of the  
27 chancellor compile the information for annual reports to  
28 the Legislature, the Governor, the Legislative Analyst, the  
29 Department of Finance, and the State Department of Social  
30 Services by February 15 of each year.

31 First priority for expenditures of any funds appropriated  
32 in Schedule (8) shall be in support of current CalWORKs  
33 recipients. However, if caseloads are insufficient to fully  
34 utilize all of the funding in this schedule in a  
35 cost-beneficial way, it is intended that up to \$5,000,000  
36 of the funds subject to local matching requirements may  
37 be allocated for providing postemployment services to  
38 former CalWORKs recipients who have been off of cash  
39 assistance for no longer than two years to assist them in  
40 upgrading skills, job retention, and advancement.

1 Allowable services include direct instruction that cannot  
2 be funded under available growth funding, child care to  
3 support attendance in these classes consistent with this  
4 provision, job development and placement services, and  
5 career counseling and assessment activities that cannot be  
6 funded through other programs. Child care services may  
7 only be provided for periods commensurate with a  
8 student's need for postemployment training within the  
9 two-year transitional period.

10 Prior to allocation of funds for postemployment services,  
11 the chancellor shall first secure the approval of the  
12 Department of Finance for the allocations, complete a  
13 cumulative report on the outcomes, activities, and  
14 cost-effectiveness of the program no later than February  
15 15 of each year in compliance with the Budget Acts of  
16 1998 (Ch. 324, Stats. 1998) and 1999 (Ch. 50, Stats. 1999)  
17 and this act, and shall provide the rationale and  
18 justification for the proposed allocation of postemployment  
19 services to districts for transitional students.

20 If a district is unable to fully expend its share of child  
21 care funds, it may request that the Office of the Chancellor  
22 approve a reallocation to other CalWORKs purposes  
23 authorized by this provision, subject to all pertinent  
24 limitations and district match required for these purposes  
25 under this provision.

26 Of the funds appropriated in Schedule (8) for the Special  
27 Services for CalWORKs Recipients Program, no less than  
28 \$4,900,000 is to provide direct workstudy wage  
29 reimbursement for students served under this program,  
30 and \$613,000 is available for campus job development  
31 and placement services.

- 32 23. Funds appropriated in Schedule (8) for the Special Services  
33 for CalWORKs Recipients Program have been budgeted  
34 to meet the state's Temporary Assistance for Needy  
35 Families maintenance-of-effort requirement pursuant to  
36 the federal Personal Responsibility and Work Opportunity  
37 Reconciliation Act of 1996 (P.L. 104-193) and may not  
38 be expended in any way that would cause their  
39 disqualification as a federally allowable  
40 maintenance-of-effort expenditure.

- 1       24. (a)       Funds provided in Schedule (9) for the Foster Care  
2                   Education Program shall be allocated to provide  
3                   foster and relative/kinship care education and  
4                   training. Districts shall ensure that education and  
5                   training required by Sections 1529.1 and 1529.2  
6                   of the Health and Safety Code and Section 16003  
7                   of the Welfare and Institutions Code receive  
8                   priority. Districts may use any remaining funds  
9                   for additional parenting skills training.
- 10       (b)       Funds provided in Schedule (9) shall be used for  
11                   foster parent and relative/kinship care provider  
12                   education training services consistent with the  
13                   following criteria:
- 14               (1)    The Chancellor of the California  
15                   Community Colleges shall use these funds  
16                   exclusively for foster parent and  
17                   relative/kinship care provider education  
18                   and training, as specified by the chancellor  
19                   in consultation with an advisory committee  
20                   that includes foster parents, representatives  
21                   of statewide foster parent organizations,  
22                   parent and relative/kinship care providers,  
23                   and representatives from the State  
24                   Department of Social Services.
- 25               (2)    Acceptance of funds under this program  
26                   shall constitute agreement by the district  
27                   to comply with such reporting  
28                   requirements, guidelines, and other  
29                   conditions for receipt of funding as the  
30                   chancellor may establish.
- 31               (3)    Each college plan for foster and  
32                   relative/kinship care education programs  
33                   shall include the provision of training to  
34                   facilitate the development of foster family  
35                   homes, small family homes, and  
36                   relative/kinship homes to care for no more  
37                   than six children who have special mental,  
38                   emotional, developmental, or physical  
39                   needs.

- 1                   (4)    The State Department of Social Services  
2                        shall facilitate the participation of county  
3                        welfare departments in the foster and  
4                        relative/kinship care education program.
- 5       25. (a)    Funds appropriated in Schedule (10) for the  
6                   Matriculation Program are for the purpose of  
7                   student matriculation pursuant to Article 1  
8                   (commencing with Section 78210) of Chapter 2  
9                   of Part 48 of Division 7 of Title 3 of the Education  
10                  Code.
- 11               (b)   Of the amount appropriated in Schedule (10),  
12                   \$9,381,000 shall be allocated to community  
13                   college districts on a one-to-one matching funds  
14                   basis to provide matriculation services, including,  
15                   but not limited to, orientation, assessment, and  
16                   counseling, for students enrolled in designated  
17                   noncredit classes and programs who may benefit  
18                   most, as determined by the Chancellor of the  
19                   California Community Colleges pursuant to  
20                   Sections 78216 and 78218 of the Education Code.
- 21               (c)   Of the funds appropriated in Schedule (10), up to  
22                   \$14,000,000 may be used by the Chancellor of the  
23                   California Community Colleges for the purpose  
24                   of procuring or developing E-Transcript,  
25                   E-Planning, and common assessment tools. Prior  
26                   to the expenditure of these funds, the Chancellor  
27                   of the California Community Colleges shall submit  
28                   a proposed expenditure plan to the Department of  
29                   Finance and to the Joint Legislative Budget  
30                   Committee.
- 31       26.   The funds in Schedule (14) for the Part-time Faculty  
32               Compensation Program shall be allocated solely to  
33               increase compensation for part-time faculty from the  
34               amounts previously authorized. Funds shall be distributed  
35               to districts based on the total actual full-time equivalent  
36               students served in the previous fiscal year and include a  
37               small district factor as determined by the Chancellor of  
38               the California Community Colleges. These funds are to  
39               be used to assist districts in making part-time faculty  
40               salaries more comparable to full-time salaries for similar

work, as determined through each district's local collective bargaining process. These funds shall not supplant the amount of resources each district used to compensate part-time faculty or be used to exceed parity of each part-time faculty employed by each district with regular full-time faculty at the same district, as certified by the chancellor. If a district achieves parity, its allocation may be used for any other educational purpose.

27. (a) \$14,651,000 of the funds provided in Schedule (16) for the Telecommunications and Technology Services Program shall be for the purpose of supporting technical and application innovations and for coordination of activities that serve to maximize the utility of the technology investments of the community college system towards improving learning outcomes. Allocations shall be made by the Chancellor of the California Community Colleges, based on criteria and guidelines as developed by the chancellor, on a competitive basis through the RFA/RFP application process for the following purposes:
- (1) Provision of access to statewide multimedia hosting and delivery services for state colleges and districts.
  - (2) Provision of systemwide Internet, audio bridging, and telephony.
  - (3) Technical assistance and planning, cooperative purchase agreements, and faculty and staff development in a manner consistent with paragraph (3) of subdivision (b) of Provision 17 of Item 6870-101-0001 of the Budget Act of 1996 (Ch. 162, Stats. 1996).
  - (4) Ongoing support for the California Virtual Campus Distance Education Program.
  - (5) Ongoing support for programs designed to use technology in assisting accreditation and the alignment of curricula across K–20 segments in California.

(6) Support for technology pilots and ongoing technology programs and applications that serve to maximize the utility and economy of scale of the technology investments of the community college system towards improving learning outcomes.

(7) Support for the Student Friendly Services Program.

In addition, a portion of the funds provided in this subdivision shall be available for allocations to districts. It is the intent of the Legislature that these funds be used by colleges to maintain the technology capabilities specified in subdivision (a) of Provision 21 of Item 6870-101-0001 of the Budget Act of 2003 (Ch. 157, Stats. 2003). These funds shall not supplant existing funds used for those purposes, and colleges shall match maintenance and ongoing costs with other funds as provided by subdivision (a) of Provision 21 of Item 6870-101-0001 of the Budget Act of 2003 (Ch. 157, Stats. 2003).

(b) The Office of the Chancellor of the California Community Colleges shall develop the reporting criteria for all programs funded by this item and shall submit that for review along with an annual progress report on program implementation to the Legislative Analyst and the Department of Finance no later than December 1 of each year. Reporting shall include summaries of allocations and expenditures by program and by district, where applicable.

(c) Of the funds provided in Schedule (16), \$1,139,000 is for ongoing support and expansion of the California Partnership for Achieving Student Success (Cal-PASS) program. As a condition of receipt of these funds, the grantee shall submit to the office of the chancellor, by October 15 of each year, all of the following: (1) a report that includes the numbers and percentages of institutions and school districts that have signed agreements and

1 the number and percentage that have actively  
2 submitted data in the current year and (2) an  
3 annual financial audit, as prescribed by the  
4 chancellor, that includes an accounting of all  
5 funding sources and all uses of funds by funding  
6 source. The report and audit also shall be  
7 submitted to the Legislative Analyst, the  
8 Department of Finance, and the appropriate budget  
9 subcommittees of the budget committees of each  
10 house of the Legislature. It is the intent of the  
11 Legislature that all reporting requirements  
12 contained in this subdivision shall be completed  
13 using funds provided to the grantee.

14 28. Of the amount appropriated in Schedule (17) for the  
15 Economic and Workforce Development Program, pursuant  
16 to Part 52.2 (commencing with Section 88600) of Division  
17 7 of Title 3 of the Education Code, the following shall  
18 apply:

19 (a) Up to 10 percent may be allocated for state level  
20 technical assistance activities in support of the  
21 intent of Chapter 361 of the Statutes of 2012,  
22 including statewide network leadership,  
23 organizational development, coordination,  
24 information and support services, or other program  
25 purposes. Any augmentation to state level  
26 activities funding is subject to approval of the  
27 Department of Finance, not sooner than 30 days  
28 after the notification in writing to the chairpersons  
29 of the fiscal committees of each house of the  
30 Legislature and the Chairperson of the Joint  
31 Legislative Budget Committee.

32 (b) All remaining funds shall be allocated for  
33 programming that target investment at priority and  
34 emergent sectors, including statewide and/or  
35 regional centers, hubs, collaborative communities,  
36 advisory bodies, and short-term grants. Short-term  
37 grants can include industry-driven regional  
38 education and training, Responsive Incumbent  
39 Worker Training, and Job Development Incentive  
40 Training.



- 1 (c) Prior to the expenditure of these funds, the  
2 Chancellor of the California Community Colleges  
3 shall submit a proposed expenditure plan and the  
4 rationale therefore, to the Department of Finance  
5 for approval. The expenditure plan shall include  
6 the following:
- 7 (1) A statewide and regional delivery system.  
8 (2) A targeting of investments to competitive  
9 and emergent sectors important to regional  
10 economies as well as use of short-term  
11 grants to meet employer-driven training  
12 needs.
- 13 (3) Program support to increase the impact of  
14 college career technical education (CTE)  
15 programs (including contextualized CTE  
16 programs) on regional economies;  
17 statewide accountability data collection  
18 and performance evaluation; statewide  
19 training, development, and coordination;  
20 labor market research; and continuous  
21 program improvements.
- 22 (d) The following provisions apply to the expenditures  
23 of these funds:
- 24 (1) Funds applied to performance-based  
25 training shall be matched by a minimum  
26 of \$1 of private business and industry  
27 funding for each \$1 of state funds. The  
28 Chancellor of the California Community  
29 Colleges shall consider the level of  
30 involvement and financial commitments  
31 of business and industry in making awards  
32 for performance-based training.
- 33 (2) Funds allocated by the Chancellor of the  
34 California Community Colleges under this  
35 program may not be used by community  
36 college districts to supplant existing  
37 contract education offerings. The  
38 chancellor shall ensure that funds are spent  
39 only for expanded services and shall  
40 implement accountability reporting for

districts receiving these funds to ensure that training, credit, and noncredit programs remain relevant to business needs.

- (3) Any funds that become available due to savings, discontinuance, or reduction of amounts shall be evaluated against labor market needs and regional economies for reallocation within the economic and workforce development program.

- (e) Fiscal agents of program funds intended to serve statewide or regional functions do not have authority to flex program funds. The chancellor's office may adjust allocations, as necessary, to preclude this action.

29. (a) The funds appropriated in Schedule (18) for the Transfer Education and Articulation Program are available to support transfer and articulation projects and common course numbering projects.

- (b) Funding provided to community college districts from Schedule (18) is provided to directly offset any mandated costs claimed by community college districts pursuant to Chapter 737 of the Statutes of 2004.

30. (a) One-half of any funds appropriated in Schedule (19) are available for the following purposes:

- (1) Scheduled maintenance and special repairs of facilities. The Chancellor of the California Community Colleges shall allocate funds to districts on the basis of actual reported full-time equivalent students (FTES), and may establish a minimum allocation per district. As a condition for receiving and expending these funds for maintenance or special repairs, a district shall certify that it will increase its operations and maintenance spending from the 1995–96 fiscal year by the amount it allocates from this appropriation for maintenance and special

repairs, plus an equal amount to be provided from district discretionary funds. The chancellor may waive all or a portion of the matching requirement based upon a review of a district's financial condition. The question of whether a district has complied with its resolution shall be reviewed under the annual audit of that district. For every \$1 a district expends from any funds provided in this appropriation for scheduled maintenance and special repairs, the recipient district shall provide \$1 in matching funds.

(2) Hazardous substances abatement, cleanup, and repairs.

(3) Architectural barrier removal projects that meet the requirements of the federal Americans with Disabilities Act of 1990 (42 U.S.C. Sec. 12101 et seq.) and seismic retrofit projects limited to \$400,000. Districts that receive funds for architectural barrier removal projects shall provide a \$1 match for every \$1 provided by the state.

(b) One-half of any funds appropriated in Schedule (19) are available for replacement of instructional equipment and library materials. For every \$3 a district expends from any moneys provided in this appropriation for replacement of instructional equipment or library materials, the recipient district shall provide \$1 in matching funds. The chancellor may waive all or a portion of the matching requirement based upon a review of a district's financial condition. The funds provided for instructional equipment and library materials shall not be used for personal services costs or operating expenses. The chancellor shall allocate funds to districts on the basis of actual reported FTES and may establish a minimum allocation per district. The question of whether a district has

1                    complied with its resolution shall be reviewed  
2                    under the annual audit of that district.  
3            (c)    Any funds appropriated in Schedule (19) shall be  
4                    available for expenditure *on a one-time basis* until  
5                    June 30, 2015.

6    31. Of the funds appropriated in Schedule (20) for Extended  
7       Opportunity Programs and Services and Special Services;  
8       ~~\$64,273,000~~ \$79,273,000 is for Extended Opportunity  
9       Programs and Services (EOPS) in accordance with Article  
10      8 (commencing with Section 69640) of Chapter 2 of Part  
11      42 of Division 5 of Title 3 of the Education Code. Funds  
12      provided in this item for EOPS shall be available to  
13      students on all campuses within the California Community  
14      Colleges system, including those students on new  
15      campuses or in new districts. In addition, \$9,332,000 is  
16      for funding, at all colleges, the Cooperative Agencies  
17      Resources for Education (CARE) program in accordance  
18      with Article 4 (commencing with Section 79150) of  
19      Chapter 9 of Part 48 of Division 7 of Title 3 of the  
20      Education Code. The Board of Governors of the California  
21      Community Colleges shall allocate funds on a priority  
22      basis to local programs on the basis of need for student  
23      services.

24    32. Of the funds appropriated in Schedule (20) for the  
25       Extended Opportunity Programs and Services and Special  
26       Services, no less than \$4,972,000 shall be available to  
27       support additional textbook assistance grants to community  
28       college students as an allowable expenditure consistent  
29       with paragraph (10) of subdivision (b) of Section 69648  
30       of the Education Code. In addition, these funds shall not  
31       supplant the amount of resources used for textbook grants  
32       in the 2001–02 fiscal year.

33    33. The funds appropriated in Schedule (21) for the Fund for  
34       Student Success are for additional targeted student  
35       services, to be expended as follows:

36       (a)    \$1,183,000 is for the Puente Project to support up  
37              to 75 colleges. These funds are available if  
38              matched by \$200,000 of private funds and the  
39              participating community colleges and University  
40              of California campuses maintain their 1995–96

fiscal year support level for the Puente Project. All funding shall be allocated directly to participating districts in accordance with their participation agreement.

(b) Up to \$1,515,000 is for the Mathematics, Engineering and Science Achievement (MESA) program. For each \$1 allocated, the recipient district shall provide \$1 in matching funds.

(c) No less than \$1,094,000 is for the Middle College High School Program. With the exception of fully compliant special part-time students at the community colleges pursuant to Sections 48802 and 76001 of the Education Code, student workload based on participation in the Middle College High School Program shall not be eligible for community college state apportionment. Further, no community college state apportionment shall be made available for physical education classes, noncredit classes, nor other courses specified in Provision 8.

34. Pursuant to Sections 69648.5, 78216, and 84850, and subdivision (b) of Section 87108, of the Education Code, the Board of Governors of the California Community Colleges may allocate funds appropriated in Schedules (7), (10), (12), and (20) by grant or contract, or through the apportionment process, to one or more districts for the purpose of providing program evaluation, accountability, monitoring, or program development services, as appropriate under the applicable statute.

35. (a) All funds appropriated in Schedule (22) for the Career Technical Education Program are for the purpose of aligning career technical education curriculum between K–12 and community colleges in targeted industry-driven programs offered through the Economic and Workforce Development Program. Prior to the allocation of these funds, the Chancellor of the California Community Colleges, in conjunction with the State Department of Education, shall submit a proposed expenditure plan for the funds contained in this

1 item, and the rationale therefor, to the Department  
2 of Finance by August 1 of each year for approval.  
3 (b) If funds are appropriated in Schedule (22) for the  
4 Career Technical Education Program, no more  
5 than \$2,500,000 is available for the development  
6 and enhancement of health-related career pathway  
7 programs in grades 7 to 12, inclusive, and for the  
8 articulation and alignment of health-related  
9 curriculum between schools with pupils in  
10 kindergarten and grades 1 to 12, inclusive, and the  
11 California Community Colleges.

12 36. The funds appropriated in Schedule (23) for the Campus  
13 Child Care Tax Bailout shall be allocated by the  
14 Chancellor of the California Community Colleges to  
15 community college districts that levied child care  
16 permissive override taxes in the 1977–78 fiscal year  
17 pursuant to Sections 8329 and 8330 of the Education Code  
18 in an amount proportional to the property tax revenues,  
19 tax relief subventions, and state aid required to be made  
20 available by the district to its child care and development  
21 program for the 1979–80 fiscal year pursuant to Section  
22 30 of Chapter 1035 of the Statutes of 1979, increased or  
23 decreased by any cost-of-living adjustment granted in  
24 subsequent fiscal years. These funds shall be used only  
25 for the purpose of community college child care and  
26 development programs.

27 37. With regard to the funds appropriated in Schedule (24),  
28 Nursing Program Support, all of the following shall apply:

29 (a) \$8,475,000 shall be used to provide support for  
30 nursing program enrollment and equipment needs  
31 consistent with paragraph (2) of subdivision (a)  
32 of Section 2 of Chapter 514 of the Statutes of  
33 2001. Funding for nursing enrollment shall provide  
34 a marginal increase in funding in addition to the  
35 amount provided for each full-time equivalent  
36 student for regular growth in apportionments.

37 (b) \$4,903,000 shall be used to provide diagnostic and  
38 support services, preentry coursework, alternative  
39 program delivery model development, and other

services to reduce the incidence of student attrition in nursing programs.

(c) Funds shall be allocated according to the following criteria:

- (1) The degree to which the funds provided would be used to increase student enrollment in nursing programs beyond the level of full-time equivalent students served in the 2011–12 academic year.
- (2) The district’s level of attrition from nursing programs and the suitability of planned expenditures to address attrition levels.
- (3) The degree to which funds provided would be used to support infrastructure or equipment needs with the intent of building capacity and increasing the number of nursing students served.
- (4) For districts with attrition rates of 15 percent or more, new funding shall focus on attrition reduction. For districts with attrition rates below 15 percent, new funding shall focus on enrollment expansion.

(d) On or before March 1 of each year, the Chancellor of the California Community Colleges shall provide the Legislature and the Department of Finance with a report on the allocation of funding. For each district receiving funding under this item, the report shall include all of the following: (1) the amount of funding received, (2) the number of nursing full-time equivalent students served in the 2006–07 academic year, and the additional number of nursing full-time equivalent students served with funding provided in this item in each subsequent year, (3) the district’s attrition and completion rates in the 2006–07 academic year and subsequent years, (4) any equipment or infrastructure-related items acquired with the funds appropriated in this item, and (5) the number of

- 1 new and existing faculty receiving annual stipend  
2 awards.
- 3 38. Notwithstanding any other provision of law, the Chancellor  
4 of the California Community Colleges shall allocate  
5 categorical funds as specified in legislation enacted in  
6 2009 and as amended in 2010. Pursuant to the conditions  
7 specified in that legislation, districts may utilize funds  
8 allocated from Schedules (11), (12), (13), (14), (15), (17),  
9 (18), ~~(19)~~, and (23) as further specified in that legislation.  
10 Notwithstanding this provision and subdivision (b) of  
11 Section 84043 of the Education Code, the chancellor may  
12 adjust allocations, as necessary, for funding provided  
13 pursuant to Schedules (11), (17), and (18) in support of  
14 statewide or regional functions.
- 15 39. Funding provided to community college districts in  
16 Schedule (1) is provided to directly offset any mandated  
17 costs claimed by community college districts for the  
18 Minimum Conditions for State Aid (02-TC-25 and  
19 02-TC-31) mandated program as determined by the  
20 Commission on State Mandates.
- 21 ~~40. With regard to the funds appropriated in Schedule (3.5)~~  
22 ~~for Apprenticeship Training and Instruction, all of the~~  
23 ~~following shall apply:~~
- 24 ~~(a) Notwithstanding Section 8154 of the Education~~  
25 ~~Code, or any other provision of law, the funds~~  
26 ~~appropriated in Schedule (3.5) shall be the only~~  
27 ~~funds available for and allocated by the Chancellor~~  
28 ~~of the California Community Colleges for the~~  
29 ~~apprenticeship programs operated by community~~  
30 ~~college districts.~~
- 31 ~~(b) Notwithstanding Section 8152 of the Education~~  
32 ~~Code, each 60-minute hour of teaching time~~  
33 ~~devoted to each indentured apprentice enrolled in~~  
34 ~~and attending classes of related and supplemental~~  
35 ~~instruction as provided under Section 3074 of the~~  
36 ~~Labor Code shall be reimbursed at the rate of~~  
37 ~~\$5.04 per hour. For purposes of this provision,~~  
38 ~~each hour of teaching time may include up to 10~~  
39 ~~minutes for passing time and breaks.~~



- 1 (e) ~~No community college district shall use funds~~  
2 ~~allocated pursuant to Schedule (3.5) to offer any~~  
3 ~~new or expanded apprenticeship program unless~~  
4 ~~the program has been approved by the Chancellor~~  
5 ~~of the California Community Colleges.~~
- 6 (d) ~~The Chancellor of the California Community~~  
7 ~~Colleges shall report to the Department of Finance~~  
8 ~~and the Legislature not later than February 1 of~~  
9 ~~each year on the amount of funds expended for,~~  
10 ~~and the hours of related and supplemental~~  
11 ~~instruction offered in, the apprenticeship program~~  
12 ~~during the prior fiscal year, with information to~~  
13 ~~be provided by the community college district,~~  
14 ~~program sponsor, and trade. Expenditure~~  
15 ~~information shall distinguish between direct and~~  
16 ~~indirect costs, including administrative costs~~  
17 ~~funded for the Board of Governors of the~~  
18 ~~California Community Colleges. In addition, the~~  
19 ~~report shall identify the hours of related and~~  
20 ~~supplemental instruction proposed for the prior~~  
21 ~~and current fiscal years by the community college~~  
22 ~~district, program sponsor, and trade. As a condition~~  
23 ~~of receiving funds for the apprenticeship programs,~~  
24 ~~community college districts and regional~~  
25 ~~occupational centers and programs shall report to~~  
26 ~~the Chancellor of the California Community~~  
27 ~~Colleges the information necessary for the~~  
28 ~~completion of this report.~~
- 29 (e) ~~Notwithstanding Article 8 (commencing with~~  
30 ~~Section 8150) of Chapter 1 of Part 6 of Division~~  
31 ~~1 of Title 1 of the Education Code, or any other~~  
32 ~~provision of law, the total number of hours eligible~~  
33 ~~for state reimbursement in apprenticeship~~  
34 ~~programs operated by community college districts~~  
35 ~~shall be limited to an amount equal to the amount~~  
36 ~~of the total appropriation made in this item divided~~  
37 ~~by the hourly rate specified in subdivision (b). The~~  
38 ~~Chancellor of the California Community Colleges~~  
39 ~~shall have the authority to determine which~~

- 1 apprenticeship programs and which hours offered  
2 in those programs are eligible for reimbursement.
- 3 40. (a) *The amount appropriated in Schedule (3.5) for*  
4 *the Apprenticeship Training and Instruction shall*  
5 *be available as necessary upon certification by*  
6 *the Chancellor of the California Community*  
7 *Colleges for the purpose of funding local*  
8 *educational agency related and supplemental*  
9 *instruction pursuant to Section 3074 of the Labor*  
10 *Code, as provided in Article 8 (commencing with*  
11 *Section 8150) of Chapter 1 of Part 6 of Division*  
12 *1 of Title 1 of the Education Code. A local*  
13 *educational agency shall not use funds available*  
14 *under this provision to offer any new*  
15 *apprenticeship training program or the expansion*  
16 *of any existing program unless the new program*  
17 *or expansion has been approved by the Division*  
18 *of Apprenticeship Standards.*
- 19 (b) *Notwithstanding Article 8 (commencing with*  
20 *Section 8150) of Chapter 1 of Part 6 of Division*  
21 *1 of Title 1 of the Education Code, each hour of*  
22 *teaching time devoted to each indentured*  
23 *apprentice enrolled in and attending classes of*  
24 *related and supplemental instruction, as provided*  
25 *pursuant to Section 3074 of the Labor Code, shall*  
26 *be reimbursed at the rate of \$5.04 per hour. For*  
27 *purposes of this provision, each hour of teaching*  
28 *time may include up to 10 minutes for passing time*  
29 *and breaks.*
- 30 41. The amount appropriated in Schedule (25) shall be  
31 allocated by the Office of the Chancellor of the California  
32 Community Colleges as two-year planning and implement  
33 grants to regional consortia of community college districts  
34 and school districts jointly selected by the office of the  
35 chancellor and the State Department of Education for the  
36 purpose of developing applications of the Adult Education  
37 Partnership Consortium Program as described in Article  
38 3 of Part 50 of Division 7 of Title 3 of the Education Code.  
39 Notwithstanding any other provision of law, the funds

appropriated in this provision are available for encumbrance until June 30, 2015.

42. (a) The amount appropriated in Schedule (26) for Expanding the Delivery of Courses through Technology shall be allocated to the Chancellor of the California Community Colleges and used to increase the number of courses available to matriculated undergraduates, and, to the extent possible, high school students seeking college credits, through the use of technology and to provide alternative methods for students to earn college credit. For online-only courses, the chancellor shall ensure, to the extent possible, that the courses selected for this purpose can be articulated across all community college districts and shall additionally ensure that students enrolling and successfully completing these courses are granted degree-applicable cross-campus transfer credit. The chancellor shall also ensure that these online-only courses are made available to students systemwide, regardless of the campus where they are enrolled. The Legislature's intent is to maximize the development of online courses available across campuses to alleviate shortages of certain core courses at certain campuses.

(b) These funds shall be used for those courses that have the highest demand, fill quickly, and are prerequisites for many different degrees. By March 1, 2014, the chancellor shall submit a report to the Department of Finance and the Joint Legislative Budget Committee detailing the use of these funds and any outcomes that may be attributed to their use. The report shall include the proposed use of these funds in the 2014–15 fiscal year.

43. The Chancellor of the California Community Colleges shall report annually to both the Department of Finance and the Joint Legislative Budget Committee, no later than September 30, on the status of recouping funds owed to the state from the Desert Community College District.

~~44. Of the amount appropriated in Schedule (19), \$30,000,000 shall be for one-time use in the 2014–15 fiscal year.~~

*SEC. 38. Item 6870-139-8080 of Section 2.00 of the Budget Act of 2013 is amended to read:*

6870-139-8080—For local assistance, Board of Governors of the California Community Colleges, payable from the Clean Energy Job Creation Fund..... 47,000,000  
Provisions:

- ~~1. Funds appropriated in this item shall be provided to community college districts based on an equal amount of funded full-time equivalent students as of the second principal apportionment for the previous fiscal year.~~
- ~~2. Funds appropriated in this item shall be used in a manner consistent with any of the purposes set forth in Division 16.3 (commencing with Section 26200) of the Public Resources Code.~~
1. Funds appropriated in this item shall be used for the purposes set forth in legislation providing for appropriations related to the Budget Bill that is enacted during the 2013–14 Regular Session.
2. Notwithstanding Section 26235 of the Public Resources Code, funds appropriated in this item shall be used in a manner consistent with implementation guidance provided by the Chancellor of the California Community Colleges on May 29, 2013.

*SEC. 39. Item 6870-295-0001 of Section 2.00 of the Budget Act of 2013 is amended to read:*

6870-295-0001—For local assistance, Board of Governors of the California Community Colleges (Proposition 98), for reimbursement, in accordance with provisions of Section 6 of Article XIII B of the California Constitution or Section 17561 of the Government Code, of the costs of any new program or increased level of service of an existing program mandated by statute or executive order, for disbursement by the Controller, for claims for costs incurred during the 2011–12 fiscal year..... 17,000

1	Schedule:	
2	(1) 98.01.001.184-Health Fees <i>Fee Elimination</i> (Ch. 1, 1983–84 2nd Ex. Sess.)	
3	(CSM 4206).....	1,000
4	(2) 98.01.090.896-Sex Offenders: Disclosure Requirements (Ch. 908, Stats. 1996) (CSM-97-TC-15).....	1,000
5	(3) 98.01.007.778-Absentee Ballots (Ch. 77, Stats. 1978; Ch. 1032, Stats. 2002) (02-PGA-02).....	1,000
6	(4) 98.01.096.175-Collective Bargaining and Collective Bargaining Agreement Disclosure (Ch. 961, Stats. 1975) (CSM 4425, 97-TC-08).....	1,000
7	(5) 98.01.000.005-Enrollment Fee Collection and Waivers (Title 5) (99-TC-13) (00-TC-15).....	1,000
8	(6) 98.01.124.992-Threats Against Peace Officers (Ch. 1249, Stats. 1992, et al.).....	1,000
9	(7) 98.01.089.300-Agency Fee Arrangements (Ch. 893, Stats. 2000; Ch. 805, Stats. 2001) (00-TC-17) (01-TC-14).....	1,000
10	(8) 98.01.060.394- <del>CA</del> California State Teachers' Retirement System <del>Teachers</del> <i>Teachers' Retirement System Services</i> Service Credit (Ch. 603, Stats. 1994, et al.) (02-TC-19).....	1,000
11	(9) 98.01.041.601-Reporting Improper Governmental Activities (Ch. 416, Stats. 2001, et al.) (02-TC-24).....	1,000
12	(10) 98.01.064.186-Open Meetings/Brown Act <i>Reform</i> (Ch. 641, Stats. 1986) (CSM 4257).....	1,000
13	(11) 98.01.049.675-Mandate Reimbursement Process <i>I and II</i> (Ch. 486, Stats. 1975).....	1,000
14	(12) 98.01.012.693-Law Enforcement Sexual Harassment <i>Complaint Procedures and Training</i> (Ch. 126, Stats. 1993) (97-TC-07).....	0

1	(13) 98.01.015.901-Cal Grants ( Ch. 403,	
2	Stats. 2000) (02-TC-28).....	1,000
3	(14) 98.01.007.875-Tuition Fee Waivers	
4	(Ch. 78 36, Stats. 1975 1977, et al.) (02-	
5	TC-21).....	1,000
6	(15) 98.01.124.978-Prevailing Wage Rate	
7	(Ch. 1249, Stats. 1978) (01-TC-28).....	1,000
8	(16) 98.01.091.080-Community College	
9	Construction (Chapter 910 of the	
10	Statutes of 1980; Chapters 470 and 891	
11	of the Statutes of 1981; Chapter 973 of	
12	the Statutes of 1988; Chapter 1372 of	
13	the Statutes of 1990; Chapter 1038 of	
14	the Statutes of 1991; Chapter 758 of the	
15	Statutes of 1995; Sections 57001 to	
16	57002, inclusive, 57010 to 57016, inclu-	
17	sive, 57033.1, 57050 to 57063, inclu-	
18	sive, and 57150 to 57158, inclusive, of	
19	Title 5 of the California Code of Regu-	
20	lations) (Ch. 910, Stats. 1980, et al.)	
21	(02-TC-47).....	1,000

1	(17) 98.01.080.275-Minimum Conditions	
2	for State Aid—(Chapter 802 of the	
3	Statutes of 1975; Chapters 275, 783,	
4	1010, and 1176 of the Statutes of 1976;	
5	Chapters 36 and 967 of the Statutes of	
6	1977; Chapters 797 and 977 of the	
7	Statutes of 1979; Chapter 910 of the	
8	Statutes of 1980; Chapters 470 and 891	
9	of the Statutes of 1981; Chapters 1117	
10	and 1329 of the Statutes of 1982;	
11	Chapters 143 and 537 of the Statutes of	
12	1983; Chapter 1371 of the Statutes of	
13	1984; Chapter 1467 of the Statutes of	
14	1986; Chapters 973 and 1514 of the	
15	Statutes of 1988; Chapters 1372 and	
16	1667 of the Statutes of 1990; Chapters	
17	1038, 1188, and 1198 of the Statutes of	
18	1991; Chapters 493 and 758 of the	
19	Statutes of 1995; Chapters 365, 914,	
20	and 1023 of the Statutes of 1998;	
21	Chapter 587 of the Statutes of 1999;	
22	Chapter 187 of the Statutes of 2000;	
23	Chapter 1169 of the Statutes of 2002;	
24	Sections 51000 to 51008, inclusive,	
25	51012 to 51016, inclusive, 51018 to	
26	51025, inclusive, 51027, 51100 to	
27	51102, inclusive, 53200, 53202 to	
28	53204, inclusive, 53207, 53300 to	
29	53314, inclusive, 54626, 54805, 55000	
30	to 55002.5, inclusive, 55004 to 55006,	
31	inclusive, 55100, 55130, 55150, 55160,	
32	55170, 55182, 55200 to 55202, inclu-	
33	sive, 55300, 55500 to 55603, inclusive,	
34	55605, 55620, 55630, 55800, 58102 to	
35	58108, inclusive, 59404, and 59410 of	
36	Title 5 of the California Code of Regu-	
37	lations) ( <i>Ch. 973, Stats. 1988, et al.</i> )	
38	(02-TC-25 and 02-TC-31).....	1,000

(18) 98.01.101.076-Discrimination Complaint Procedures (~~Chapter 1010 of the Statutes of 1976; Chapter 470 of the Statutes of 1981; Chapter 1117 of the Statutes of 1982; Chapter 143 of the Statutes of 1983; Chapter 1371 of the Statutes of 1984; Chapter 973 of the Statutes of 1988; Chapter 1372 of the Statutes of 1990; Chapter 1198 of the Statutes of 1991; Chapter 914 of the Statutes of 1998; Chapter 587 of the Statutes of 1999; Chapter 1169 of the Statutes of 2002; Sections 53001 to 53006, inclusive, 53020, 53021, 53022 to 53026, inclusive, 53033, 53034, and 54220 of Title 5 of the California Code of Regulations~~) (02-TC-42 (*Ch. 973, Stats. 1988, et al.*) (02-TC-46 and portions of 02-TC-25 and 02-TC-31))..... 1,000

Provisions:

1. Allocation of funds appropriated in this item to the appropriate local entities shall be made by the Controller in accordance with the provisions of each statute or executive order that mandates the reimbursement of the costs, and shall be audited to verify the actual amount of the mandated costs in accordance with subdivision (d) of Section 17561 of the Government Code. Audit adjustments to prior-year claims may be paid from this item. Funds appropriated in this item may be used to provide reimbursement pursuant to Article 5 (commencing with Section 17615) of Chapter 4 of Part 7 of Division 4 of Title 2 of the Government Code.

*SEC. 40. Item 6870-491 is added to Section 2.00 of the Budget Act of 2013, to read:*



6870-491—Reappropriation, Board of Governors of the California Community Colleges. The balances of the appropriations provided in the following citations are reappropriated for the purposes provided for in those appropriations and shall be available for encumbrance or expenditure until June 30, 2014: .....

0890—Federal Trust Fund

(1) Item 6870-003-0890, Budget Act of 2012 (Chs. 21 and 29, Stats. 2012)

(2) Item 6870-103-0890, Budget Act of 2012 (Chs. 21 and 29, Stats. 2012)

SEC. 41. Item 6980-101-0001 of Section 2.00 of the Budget Act of 2013 is amended to read:

6980-101-0001—For local assistance, Student Aid Commission..... 1,027,317,000

Schedule:

(1) 15-Financial Aid Grants Program.... 1,696,492,000

(2) Reimbursements..... -556,250,000

(3) Amount payable from the Student Loan Operating Fund (Item 6980-101-0784)..... -98,149,000

(4) Amount payable from the Federal Trust Fund (Item 6980-101-0890)..... -14,776,000

Provisions:

1. Funds appropriated in Schedule (1) are for purposes of all of the following:

(a) Awards in the Cal Grant Program under Chapter 1.7 (commencing with Section 69430) of Part 42 of Division 5 of Title 3 of the Education Code.

(b) Grants under the Law Enforcement Personnel Dependents Scholarship Program pursuant to Section 4709 of the Labor Code.

(c) The purchase of loan assumptions under Article 5 (commencing with Section 69612) of Chapter 2 of Part 42 of Division 5 of Title 3 of the Education Code. The Student Aid Commission shall issue no new warrants.

- 1 (d) The purchase of loan assumptions under the  
2 Graduate Assumption Program of Loans for Edu-  
3 cation pursuant to Article 5.5 (commencing with  
4 Section 69618) of Chapter 2 of Part 42 of Division  
5 5 of Title 3 of the Education Code. The Student  
6 Aid Commission shall issue no new warrants.
- 7 (e) The purchase of loan assumptions under the State  
8 Nursing Assumption Program of Loans for Edu-  
9 cation (SNAPLE) pursuant to Article 1 (commenc-  
10 ing with Section 70100) of Chapter 3 of Part 42  
11 of Division 5 of Title 3 of the Education Code.  
12 The Student Aid Commission shall issue no new  
13 warrants.
- 14 (f) The Student Aid Commission shall report, by  
15 April 1 of each year, on the State Nursing Assump-  
16 tion Program of Loans for Education, pursuant to  
17 the reporting requirements of Section 70108 of  
18 the Education Code.
- 19 (g) Notwithstanding subdivision (c) of Section  
20 69613.8 of the Education Code, any Assumption  
21 Program of Loans for Education participant who  
22 meets the requirements of subdivision (a) or (b)  
23 of Section 69613.8 of the Education Code may  
24 receive the additional loan assumption benefits  
25 authorized by those subdivisions.
- 26 2. Eligibility for moneys appropriated in this item is  
27 limited to students who demonstrate financial need  
28 according to the nationally accepted needs analysis  
29 methodology, who meet other Student Aid Commis-  
30 sion eligibility criteria, and, notwithstanding subdivi-  
31 sion (k) of Section 69432.7 of the Education Code,  
32 whose income or family's gross income does not ex-  
33 ceed \$96,100 for the Cal Grant A Program and \$52,800  
34 for the Cal Grant B Program for the purpose of deter-  
35 mining new recipients for the 2013–14 award year.
- 36 3. Notwithstanding any other provision of law, the max-  
37 imum award for:
- 38 (a) New recipients attending private, for-profit insti-  
39 tutions shall be \$4,000.

- (b) New recipients attending private, nonprofit institutions shall be \$9,084.
    - (c) All recipients receiving Cal Grant B access awards shall be \$1,473.
    - (d) All recipients receiving Cal Grant C tuition and fee awards shall be \$2,462.
    - (e) All recipients receiving Cal Grant C book and supply awards shall be \$547.
    - (f) All University of California student recipients receiving Cal Grant awards shall be \$12,192 or whatever lesser or greater amount is approved for mandatory systemwide tuition and fees by the Regents of the University of California for the 2013–14 academic year.
    - (g) All California State University student recipients receiving Cal Grant awards shall be \$5,472 or whatever lesser or greater amount is approved for mandatory systemwide tuition and fees by the Trustees of the California State University for the 2013–14 academic year.
  4. Pursuant to Chapter 403 of the Statutes of 2000 and notwithstanding any other provision of law, the Director of Finance may authorize the augmentation, from the Special Fund for Economic Uncertainties established pursuant to Section 16418 of the Government Code, of the annual amount appropriated for the purposes of making Cal Grant awards pursuant to Chapter 1.7 (commencing with Section 69430) of Part 42 of Division 5 of Title 3 of the Education Code, as necessary to fully fund the number of awards required to be granted by that chapter. No augmentation may be authorized under this provision sooner than 30 days after the Director of Finance provides written notice of the proposed augmentation to the Chairperson of the Joint Legislative Budget Committee and the chairpersons of the committees in each house of the Legislature that consider appropriations, nor sooner than whatever lesser time after that notice those persons, or their designees, may in each instance determine.

- 1        5. Of the funds appropriated in Schedules (1) and (2),  
 2        \$541,712,000 reflects reimbursements from the State  
 3        Department of Social Services from the Temporary  
 4        Assistance for Needy Families Block Grant for the  
 5        purposes of offsetting General Fund costs of the Cal  
 6        Grant Program.
- 7        6. Of the funds appropriated in Schedule (1), \$500,000  
 8        is available for the California Student Opportunity and  
 9        Access Program (Cal-SOAP), established under Article  
 10       4 (commencing with Section 69560) of Chapter 2 of  
 11       Part 42 of Division 5 of Title 3 of the Education Code,  
 12       and shall be dedicated for Middle Class Scholarship  
 13       Program outreach. *Notwithstanding any other provi-*  
 14       *sion of law, use of these funds shall not require that a*  
 15       *consortia provide equal matching resources, nor shall*  
 16       *any of the funds be used by a consortia for stipends to*  
 17       *peer advisers and tutors.*

18  
 19       *SEC. 42. Item 8855-490 is added to Section 2.00 of the Budget*  
 20       *Act of 2013, to read:*

21  
 22       8855-490—*Reappropriation, California State Auditor’s Office.*  
 23       *The balances of the appropriations provided in the follow-*  
 24       *ing citations are reappropriated for the purposes provided*  
 25       *for in those appropriations and shall be available for en-*  
 26       *cumbrance or expenditure until June 30, 2014:*  
 27       0305—*Private Postsecondary Education Administration*  
 28       *Fund*  
 29       (1) *Section 9, Chapter 310, Stats. 2009*

30  
 31       *SEC. 43. Item 8955-101-0001 of Section 2.00 of the Budget*  
 32       *Act of 2013 is amended to read:*

33  
 34       8955-101-0001—For local assistance, Department of Veterans  
 35       Affairs, for contribution to counties toward compensation  
 36       and expenses of county veterans services offices, to be  
 37       expended in accordance with Section 972 and following  
 38       of the Military and Veterans Code..... 5,600,000  
 39       Schedule:  
 40       (1) 20-Veterans Claims and Rights..... 6,438,000

(2) Reimbursements..... –838,000

*Provisions:*

1. *Of the amount in Schedule (1), \$3,000,000 is provided as one-time funding. Notwithstanding any other provision of law, the Department of Veterans Affairs shall expend these funds as follows:*

(a) *\$2,600,000 shall be distributed to participating counties as pro-rata shares based upon audited workload units reported for the 2012-13 fiscal year. These funds shall be used by the counties for the purposes of implementing best practices identified in the report described in subdivision (d) of Section 972.1 of the Military and Veterans Code and in the manner that best meets local needs. These funds shall be allocated only to those counties that agree to: (1) maintain local funding at or above the levels locally appropriated in the 2012-13 fiscal year; (2) report to the department how the funds will be used, and (3) collect and report metrics related to the use of these funds and implementation of best practices. These funds shall not be used to supplant existing county funding for veteran service office operations*

(b) *\$400,000 shall be distributed to a single county to act as lead agency for implementing a state-wide communications plan to improve outreach to veterans. Before distribution of these funds, the county shall provide the department the scope of activities to be accomplished per the best practices identified in the report described in subdivision (d) of Section 972.1 of the Military and Veterans Code, and subject to the department's approval and Joint Legislative Budget Committee notification. The department shall notify the Joint Legislative Budget Committee of its intent to approve not less than 30 days prior to the allocation of these funds. The county shall collect and report metrics related to the use of these funds to the department. These funds shall not be used to*

1           supplant existing county funding for veteran ser-  
2           vice office operations.

3           (c) *The department should complete distribution of*  
4           *the funds distributed under this provision to each*  
5           *participating county as soon as practicable, but*  
6           *no later than 30 days from the enactment of this*  
7           *provision, provided that the county has submitted*  
8           *the information required in (a) and (b).*

9           (d) *No later than April 1, 2014, the Secretary of the*  
10          *Department of Veterans Affairs shall report to*  
11          *the Director of the Department of Finance and*  
12          *members of the Joint Legislative Budget Commit-*  
13          *tee on the use of the funds distributed under this*  
14          *provision and the efficacy of the implemented best*  
15          *practices.*

16  
17          SEC. 44. *Section 39.00 of the Budget Act of 2013 is amended*  
18          *to read:*

19          Sec. 39.00. The Legislature hereby finds and declares that the  
20          following bills are other bills providing for appropriations related  
21          to the Budget Bill within the meaning of subdivision (e) of Section  
22          12 of Article IV of the California Constitution: AB 74, AB 75, AB  
23          76, AB 77, AB 78, AB 79, AB 80, AB 81, AB 82, AB 83, AB 84,  
24          AB 85, AB 86, AB 87, AB 89, AB 90, AB 91, AB 92, AB 93, AB  
25          94, AB 95, AB 96, AB 97, AB 98, AB 99, AB 100, AB 102, AB  
26          103, AB 104, AB 105, AB 106, AB 107, AB 108, AB 109, SB 66,  
27          SB 70, SB 71, SB 72, SB 73, SB 74, SB 75, SB 76, SB 77, SB 79,  
28          SB 80, SB 81, SB 82, SB 83, SB 84, SB 85, SB 86, SB 87, SB 88,  
29          SB 89, SB 90, SB 91, SB 92, SB 93, and SB 94, SB 96, SB 97, SB  
30          98, SB 99, SB 100, SB 101, SB 102, SB 103, SB 104, and SB 105.

31          SEC. 45. *This act is a Budget Bill within the meaning of*  
32          *subdivision (e) of Section 12 of Article IV of the California*  
33          *Constitution and shall take effect immediately.*

34          ~~SECTION 1. It is the intent of the Legislature to enact statutory~~  
35          ~~changes relating to the Budget Act of 2013.~~